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JAMES MADISON ADMINISTRATION 1809-1817

Volume 5
TWELFTH CONGRESS, SECOND SESSION
NOVEMBER, 1812-MARCH, 1813

Congress. Senate.

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PUBLISHER'S NOTE

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NOTE

• The original pagination of the Legislative Journal has been allowed to stand. For the sake of continuity new page numbers have been added to the bottom of the supplementary material and the Executive Journal, and these are marked in this Table with an asterisk.

• For the complete list of members of the Senate together with the Executive and Judicial officers, for the Eleventh through the Fourteenth Congresses, please refer to Volume 1 of this series.

ROGER CHEW WEIGHTMAN

Printer of the original edition of this volume

Roger Chew Weightman was born in Alexandria, Virginia on January 18, 1787. In 1801 he became an apprentice printer in the printery of Way and Groff, and after a short stay he joined the printing firm of William Duane where he worked as a printer until 1807. After his departure from Duane, he set up as a bookseller and printer, and the business prospered until 1824.

An ardent Republican, he was very active in political and civil affairs. He was a member of the Common Council in Washington from 1812 to 1814 and again in 1820. He also served as Alderman from 1812 to 1823. He was Mayor of Washington from 1824 to 1827.

During the second war with Great Britain he was a cavalry officer and subsequently became a Major General in the District of Columbia militia.

He held the post of chief clerk at the United States Patent Office (1851-1853) and served as Patent Office Librarian (1834-1853). He commanded the troops that were quartered in that building during the Civil War.

DUFF GREEN

Printer of the original edition of the Executive Proceedings of the Senate (the appropriate part of which is included as a supplement in this volume)

Duff Green was born in Woodford County, Kentucky, in 1791. He prospered as a land speculator, merchant, and lawyer in Missouri. In 1825 he moved to Washington and purchased and edited the *United States Telegraph.*

In 1828 he was designated to print the *Journal of the Executive Proceedings of the Senate* "from the Commencement of the First, to the termination of the Nineteenth Congress."

Duff Green wielded great influence in Democratic circles, and became a member of Andrew Jackson's "Kitchen Cabinet." He supported J. C. Calhoun in his split with Jackson; in 1832 he backed Henry Clay and thereafter stood with the Whigs. He supported the Confederacy in the Civil War, and in the post-bellum years he strove strenuously to raise capital for the revival of the South's economy. He died in Georgia in 1875.

JOURNAL

OF

THE SENATE

OF

THE UNITED STATES OF AMERICA;

BEING THE

Second Session

OF

THE TWELFTH CONGRESS,

BEGUN AND HELD IN THE CITY OF WASHINGTON,
NOVEMBER 2d, 1812,

AND

IN THE THIRTY-SEVENTH YEAR OF THE SOVEREIGNTY OF THE SAID UNITED STATES.

WASHINGTON CITY:

PRINTED BY ROGER C. WEIGHTMAN.

1812.

CONGRESS

OF

THE UNITED STATES.

THE SECOND SESSION of the twelfth Congress commenced this day at the City of Washington, conformably to the act passed at the last session, entitled " An act fixing the time for the next meeting of Congress;" and the Senate assembled.

MONDAY, NOVEMBER 2d, 1812.

PRESENT.

From the state of
New Hampshire,
The honorable { Nicholas Gilman,
Charles Cutts.
From the state of
Massachusetts,
The honorable Joseph B. Varnum.
From the state of
Connecticut,
The honorable Chauncy Goodrich.

From the state of
Rhode Island and Providence Plantations,
The honorable Jeremiah B. Howell.
From the state of
Vermont,
The honorable Jonathan Robinson.
From the state of
New Jersey,
The honorable John Lambert.
From the state of
Pennsylvania,
The honorable Michael Leib.
From the state of
Delaware,
The honorable Outerbridge Horsey.
From the state of
Maryland,
The honorable Samuel Smith.
From the state of
North Carolina,
The honorable { Jesse Franklin,
James Turner. }
From the state of
South Carolina,
The honorable John Gaillard.
From the state of
Georgia.
The honorable { William H. Crawford,
Charles Tait. }
From the state of
Tennessee,
The honorable George W. Campbell.

From the state of
Ohio,

The honorable { Thomas Worthington,
Alexander Campbell.

The Senators present not being sufficient to constitute a quorum,

On motion,

Adjourned to 11 o'clock to-morrow morning.

TUESDAY, NOVEMBER 3d, 1812.

The Senate assembled, present as yesterday: and the honorable Andrew Gregg from the state of Pennsylvania, and the honorable John Taylor from the state of South Carolina, severally attended.

The honorable William H. Crawford, President pro tempore, resumed the chair.

On motion, by Mr. Leib,

Ordered, That the Secretary acquaint the House of Representatives, that a quorum of the Senate is assembled and ready to proceed to business.

A message from the House of Representatives by Mr. Magruder, their Clerk:

Mr. President—I am directed to inform the Senate that a quorum of the House of Representatives is assembled, and are ready to proceed to business.

They have appointed a committee on their part, jointly with such committee as may be appointed on the part of the Senate to wait on

the President of the United States and notify him that a quorum of the two Houses is assembled and ready to receive any communications that he may be pleased to make to them. And he withdrew

On motion, by Mr. Leib,

Resolved, That the Senate do concur in the appointment of a joint committee on their part, agreeably to the resolution last mentioned: And

Ordered, That Mr. Gaillard and Mr. Smith of Maryland be the committee.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion, by Mr. Leib,

Resolved, That a committee be appointed agreeably to the 42d rule for conducting business in the Senate: and,

Ordered, That Mr. Leib, Mr. Franklin and Mr. Gregg, be the committee.

On motion, by Mr. Leib,

Resolved, That each Senator be supplied, during the present session, with three such newspapers, printed in any of the states, as he may choose: *Provided*, The same be furnished at the usual rate for the annual charge of such papers: *And provided also*, That if any Senator shall choose to take any newspapers other than daily papers, he shall be supplied with as many such papers as shall not exceed the price of three daily papers.

Mr. Gaillard reported, from the joint committee, that they had waited on the President of

the United States agreeably to order, and that the President informed the committee that he would make a communication to the two Houses, at twelve o'clock to-morrow.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, November 4th, 1812.

The honorable Obadiah German, from the state of New York, took his seat in the Senate.

On motion, by Mr. Leib,

Resolved, That a committee of three members be appointed, who, with three members of the House of Representatives, to be appointed by the said House, shall have the direction of the money appropriated to the purchase of books and maps for the use of the two Houses of Congress; and,

Ordered, That Mr. Leib, Mr. Tait and Mr. Campbell of Tennessee, be the committee on the part of the Senate:

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Worthington submitted the following motion for consideration:

Resolved, That Mountjoy Bayly, door keeper and sergeant-at-arms to the Senate, be, and he is hereby authorised to employ one assistant and two horses for the purpose of performing such duties as are usually required by the door keeper of the Senate; and that the sum of twenty-

eight dollars be allowed him weekly for that purpose, to commence with, and remain during the present session, and for twenty days after.

Mr. German submitted the following motion for consideration:

Resolved, That two chaplains of different denominations, be appointed to Congress during the present session, one by each House, who shall interchange weekly.

On motion, by Mr. Gregg,

Resolved, That a committee be appointed agreeably to the 22d rule, for conducting business in the Senate; and

Ordered, That Mr. Robinson, Mr. Howell and Mr. Gregg, be the committee.

The following written message was received from the President of the United States, by Mr. Coles, his secretary:

Fellow Citizens of the Senate

and of the House of Representatives.

ON our present meeting it is my first duty to invite your attention to the providential favors which our country has experienced, in the unusual degree of health dispensed to its inhabitants, and in the rich abundance with which the earth has rewarded the labors bestowed on it. In the successful cultivation of other branches of industry, and in the progress of general improvement favorable to the national prosperity, there is just occasion, also, for our mutual congratulations and thankfulness.

With these blessings are necessarily mingled the pressures and vicissitudes incident to the state of war, into which the United States have been forced by the perseverance of a foreign power, in its system of injustice and aggression.

Previous to its declaration, it was deemed proper, as a measure of precaution and forecast, that a considerable force should be placed in the Michigan territory, with a general view to its security, and in the event of war, to such operations in the uppermost Canada as would intercept the hostile influence of Great Britain over the savages, obtain the command of the lake on which that part of Canada borders, and maintain co-operating relations with such forces as might be most conveniently employed against other parts. Brigadier General Hull was charged with this provisional service; having under his command a body of troops composed of regulars and of volunteers from the state of Ohio. Having reached his destination after his knowledge of the war, and possessing discretionary authority to act offensively, he passed into the neighboring territory of the enemy with a prospect of easy and victorious progress. The expedition nevertheless terminated unfortunately, not only in a retreat to the town and fort of Detroit, but in the surrender of both, and of the gallant corps commanded by that officer. The causes of this painful reverse will be investigated by a military tribunal.

A distinguishing feature in the operations

which preceded and followed this adverse event is the use made by the enemy of the merciless savages under their influence. Whilst the benevolent policy of the United States, invariably recommended peace and promoted civilization, among that wretched portion of the human race; and was making exertions to dissuade them from taking either side in the war, the enemy has not scrupled to call to his aid their ruthless ferocity, armed with the horrors of those instruments of carnage and torture, which are known to spare neither age nor sex. In this outrage against the laws of honorable war, and against the feelings sacred to humanity, the British commanders cannot resort to a plea of retaliation: for it is committed in the face of our example. They cannot mitigate it, by calling it a self-defence against men in arms: for it embraces the most shocking butcheries of defenceless families. Nor can it be pretended that they are not answerable for the atrocities perpetrated; since the savages are employed with a knowledge, and even with menaces, that their fury could not be controlled. Such is the spectacle which the deputed authorities of a nation, boasting its religion and morality, have not been restrained from presenting to an enlightened age.

The misfortune at Detroit was not, however, without a consoling effect. It was followed by signal proofs, that the national spirit rises according to the pressure on it. The loss of an important post, and of the brave men surrendered

with it, inspired every where new ardor and determination. In the states and districts least remote, it was no sooner known, than every citizen was ready to fly with his arms, at once to protect his brethren against the blood thirsty savages let loose by the enemy on an extensive frontier, and to convert a partial calamity into a source of invigorated efforts. This patriotic zeal, which it was necessary rather to limit than excite, has embodied an ample force from the states of Kentucky and Ohio, and from parts of Pennsylvania and Virginia. It is placed, with the addition of a few regulars, under the command of Brigadier General Harrison, who possesses the entire confidence of his fellow soldiers, among whom are citizens, some of them volunteers in the ranks, not less distinguished by their political stations, than by their personal merits. The greater portion of this force is proceeding on its destination, towards the Michigan territory, having succeeded in relieving an important frontier post, and in several incidental operations against hostile tribes of savages, rendered indispensable by the subserviency into which they had been seduced by the enemy; a seduction the more cruel, as it could not fail to impose a necessity of precautionary severities, against those who yielded to it.

At a recent date, an attack was made on a post of the enemy near Niagara, by a detachment of the regular and other forces. under the command of Major General Van Rensselaer of

the militia of the state of New-York. The attack, it appears, was ordered in compliance with the ardor of the troops, who executed it with distinguished gallantry, and were for a time victorious; but not receiving the expected support, they were compelled to yield to reinforcements of British regulars and savages. Our loss has been considerable and is deeply to be lamented. That of the enemy, less ascertained, will be the more felt, as it includes among the killed the commanding general, who was also the Governor of the province; and was sustained by veteran troops, from unexperienced soldiers, who must daily improve in the duties of the field.

Our expectation of gaining the command of the lakes, by the invasion of Canada from Detroit, having been disappointed, measures were instantly taken to provide, on them, a naval force superior to that of the enemy. From the talents and activity of the officer charged with this object, every thing that can be done may be expected. Should the present season not admit of complete success, the progress made will ensure for the next a naval ascendancy, where it is essential to our permanent peace with, and control over, the savages

Among the incidents to the measures of the war, I am constrained to advert to the refusal of the Governors of Massachusetts and Connecticut, to furnish the required detachments of militia towards the defence of the maritime frontier. The refusal was founded on a novel and un-

fortunate exposition of the provisions of the constitution, relating to the militia. The correspondences which will be before you, contain the requisite information on the subject. It is obvious, that if the authority of the United States to call into service and command the militia for the public defence, can be thus frustrated, even in a state of declared war, and of course under apprehensions of invasion preceding war, they are not one nation for the purpose most of all requiring it; and that the public safety may have no other resource, than in those large and permanent military establishments which are forbidden by the principles of our free government, and against the necessity of which the militia were meant to be a constitutional bulwark.

On the coasts, and on the ocean, the war has been as successful as circumstances inseparable from its early stages could promise Our public ships and private cruisers, by their activity, and, where there was occasion, by their intrepidity, have made the enemy sensible of the difference between a reciprocity of captures, and the long confinement of them to their side. Our trade, with little exception, has safely reached our ports; having been much favored in it by the course pursued by a squadron of our frigates, under the command of Commodore Rodgers. And in the instance, in which skill and bravery were more particularly tried with those of the enemy, the American flag had an auspicious triumph. The frigate Constitution, commanded

by Captain Hull, after a close and short engagement, completely disabled and captured a British frigate; gaining for that officer and all on board, a praise which cannot be too liberally bestowed; not merely for the victory actually achieved, but for that prompt and cool exertion of commanding talents, which, giving to courage its highest character, and to the force applied its full effect, proved that more could have been done in a contest requiring more.

Anxious to abridge the evils from which a state of war cannot be exempt, I lost no time after it was declared in conveying to the British government the terms on which its progress might be arrested, without awaiting the delays of a formal and final pacification And our charge d'affaires at London was, at the same time, authorised to agree to an armistice founded upon them. These terms required, that the orders in council should be repealed as they affected the United States, without a revival of blockades violating acknowledged rules; and that there should be an immediate discharge of American seamen from British ships, and a stop to impressment from American ships, with an understanding that an exclusion of the seamen of each nation from the ships of the other should be stipulated; and that the armistice should be improved into a definitive and comprehensive adjustment of depending controversies. Although a repeal of the orders susceptible of explanations meeting the views of this government, had taken place before this pa-

cific advance was communicated to that of Great Britain, the advance was declined, from an avowed repugnance to a suspension of the practice of impressments during the armistice, and without any intimation that the arrangement proposed with respect to seamen would be accepted. Whether the subsequent communications from this government, affording an occasion for re-considering the subject, on the part of Great Britain, will be viewed in a more favorable light, or received in a more accommodating spirit, remains to be known. It would be unwise to relax our measures, in any respect, on a presumption of such a result.

The documents from the Department of State, which relate to this subject, will give a view also of the propositions for an armistice, which have been received here, one of them from the authorities at Halifax and in Canada, the other from the British government itself, through Admiral Warren; and of the grounds on which neither of them could be accepted.

Our affairs with France retain the posture which they held at my last communications to you. Notwithstanding the authorised expectations of an early as well as favorable issue to the discussions on foot; these have been procrastinated to the latest date. The only intervening occurrence meriting attention, is the promulgation of a French decree purporting to be a definitive repeal of the Berlin and Milan decrees. This proceeding, although made the ground of

the repeal of the British orders in council, is rendered, by the time and manner of it, liable to many objections.

The final communications from our special minister to Denmark, afford further proofs of the good effects of his mission, and of the amicable disposition of the Danish government. From Russia we have the satisfaction to receive assurances of continued friendship, and that it will not be affected by the rupture between the United States and Great Britain. Sweden also professes sentiments favorable to the subsisting harmony.

With the Barbary powers, excepting that of Algiers, our affairs remain on the ordinary footing. The Consul General residing with that regency, has suddenly and without cause, been banished, together with all the American citizens found there. Whether this was the transitory effect of capricious despotism, or the first act of predetermined hostility, is not ascertained. Precautions were taken by the Consul, on the latter supposition.

The Indian tribes, not under foreign instigations, remain at peace, and receive the civilising attentions, which have proved so beneficial to them.

With a view to that vigorous prosecution of the war, to which our national faculties are adequate, the attention of Congress will be particularly drawn to the insufficiency of existing provisions for filling up the military establish-

ment. Such is the happy condition of our country, arising from the facility of subsistence and the high wages for every species of occupation, that notwithstanding the augmented inducements provided at the last session, a partial success only has attended the recruiting service. The deficiency has been necessarily supplied during the campaign, by other than regular troops, with all the inconveniences and expense incident to them. The remedy lies, in establishing, more favorably for the private soldier, the proportion between his recompense and the term of his enlistment. And it is a subject which cannot too soon or too seriously be taken into consideration.

The same insufficiency has been experienced in the provisions for volunteers made by an act of the last session. The recompense for the service required in this case, is still less attractive than in the other. And although patriotism alone has sent into the field some valuable corps of that description, those alone who can afford the sacrifice, can be reasonably expected to yield to that impulse.

It will merit consideration also whether, as auxiliary to the security of our frontiers, corps may not be advantageously organized, with a restriction of their services to particular districts convenient to them. And whether the local and occasional services of mariners and others in the sea-port towns, under a similar organization,

would not be a provident addition to the means of their defence.

I recommend a provision for an increase of the general officers of the army, the deficiency of which has been illustrated by the number and distance of separate commands, which the course of the war and the advantage of the service have required.

And I cannot press too strongly, on the earliest attention of the Legislature, the importance of the re organization of the staff establishment; with a view to render more distinct and definite the relations and responsibilities of its several departments That there is room for improvements which will materially promote both economy and success, in what appertains to the army and the war, is equally inculcated by the examples of other countries, and by the experience of our own.

A revision of the militia laws for the purpose of rendering them more systematic, and better adapting them to emergencies of the war, is at this time particularly desirable.

Of the additional ships authorised to be fitted for service, two will be shortly ready to sail; a third is under repair and delay will be avoided in the repair of the residue. Of the appropriations for the purchase of materials for shipbuilding, the greater part has been applied to that object, and the purchase will be continued with the balance.

The enterprizing spirit which has characterised our naval force, and its success both in restraining insults and depredations on our coasts, and in reprisals on the enemy, will not fail to recommend an enlargement of it.

There being reason to believe that the act prohibiting the acceptance of British licenses, is not a sufficient guard against the use of them for purposes favorable to the interests and views of the enemy; further provisions on that subject are highly important. Nor is it less so, that penal enactments should be provided for cases of corrupt and perfidious intercourse with the enemy, not amounting to treason, nor yet embraced by any statutory provisions.

A considerable number of American vessels, which were in England when the revocation of the orders in council took place, were laden with British manufactures, under an erroneous impression that the non-importation act would immediately cease to operate, and have arrived in the United States. It did not appear proper to exercise, on unforeseen cases of such magnitude, the ordinary powers vested in the Treasury Department to mitigate forfeitures, without previously affording to Congress an opportunity of making on the subject such provision as they may think proper. In their decision they will doubtless equally consult what is due to equitable considerations and to the public interest.

The receipts into the Treasury during the year ending on the 30th of September last, have

exceeded sixteen millions and a half of dollars; which have been sufficient to defray all the demands on the Treasury to that day, including a necessary re-imbursement of near three millions of the principal of the public debt. In these receipts is included a sum of near $5,850,000, received on account of the loans authorised by the acts of the last session: the whole sum actually obtained on loan amounts to eleven millions of dollars, the residue of which, being receivable subsequent to the 30th of September last, will, together with the current revenue, enable us to defray all the expenses of this year.

The duties on the late unexpected importations of British manufactures, will render the revenue of the ensuing year more productive than could have been anticipated.

The situation of our country, fellow citizens, is not without its difficulties; though it abounds in animating considerations of which the view here presented of our pecuniary resources is an example. With more than one nation we have serious and unsettled controversies; and with one, powerful in the means and habits of war, we are at war. The spirit and strength of the nation are nevertheless equal to the support of all its rights, and to carry it through all its trials. They can be met in that confidence. Above all, we have the inestimable consolation of knowing, that the war in which we are actually engaged, is a war neither of ambition nor of vain glory; that it is waged, not in violation of the rights of others,

but in the maintenance of our own; that it was preceded by a patience without example, under wrongs accumulating without end: and that it was finally not declared until every hope of averting it was extinguished, by the transfer of the British sceptre into new hands, clinging to former councils; and until declarations were reiterated to the last hour, through the British envoy here, that the hostile edicts against our commercial rights and our maritime independence would not be revoked; nay that they could not be revoked, without violating the obligations of Great Britain to other powers, as well as to her own interests. To have shrunk, under such circumstances, from manly resistance, would have been a degradation blasting our best and proudest hopes: it would have struck us from the high rank, where the virtuous struggles of our fathers had placed us, and have betrayed the magnificent legacy which we hold in trust for future generations. It would have acknowledged, that on the element, which forms three fourths of the globe we inhabit, and where all independent nations have equal and common rights, the American people were not an independent people, but colonists and vassals. It was at this moment, and with such an alternative, that war was chosen. The nation felt the necessity of it, and called for it. The appeal was accordingly made, in a just cause, to the just and all powerful Being who holds in his hand the chain of events and the destiny of nations. It remains only, that,

faithful to ourselves, entangled in no connexions with the views of other powers, and ever ready to accept peace from the hand of justice, we prosecute the war with united counsels and with the ample faculties of the nation, until peace be so obtained, and as the only means, under the Divine blessing, of speedily obtaining it.

JAMES MADISON.

Washington, November 4, 1812.

The message and documents therein referred to were read.

On motion, by Mr Campbell of Tennessee,

Ordered, That twelve hundred and fifty copies thereof, be printed for the use of the Senate.

On motion,

The Senate adjourned to 11 o'clock to morrow morning.

THURSDAY, NOVEMBER 5th, 1812.

The resolution authorising Mountjoy Bayly, door keeper and sergeant at arms to the Senate, to employ one assistant and two horses, was read the second time; and having been amended:

On the question, "Shall this resolution be engrossed and read a third time as amended?"

It was determined in the affirmative.

The resolution for the appointment of chaplains, was read the second and third time by unanimous consent, and passed as follows:

Resolved, That two chaplains of different denominations, be appointed to Congress during the present session, one by each House, who shall interchange weekly.

Ordered, That the secretary request the concurrence of the House of Representatives in this resolution.

On motion,

The Senate adjourned to 11 o'clock to morrow morning.

FRIDAY, NOVEMBER 6th, 1812.

Mr. Campbell of Tennessee submitted the following motions for consideration:

Resolved, That so much of the message of the President of the United States as concerns our relations with foreign powers, the military establishment of the United States, and volunteers, be referred to a select committee, with leave to report thereon by bill or otherwise.

Resolved, That so much of the message of the President of the United States as relates to the naval establishment of the United States, be referred to a select committee, with leave to report thereon by bill or otherwise.

Resolved, That so much of the message of the President of the United States as relates to American vessels, which have arrived in the United States laden with British manufactures, be referred to a select committee, with leave to report thereon by bill or otherwise.

Resolved, That so much of the message of the President of the United States as relates to a revision of the militia laws of the United States, be referred to a select committee, with leave to report thereon by bill or otherwise.

The resolution authorising Mountjoy Bayly to employ one assistant and two horses, having been reported by the committee correctly engrossed, was read a third time and passed, as follows:

Resolved, That Mountjoy Bayly, door keeper and sergeant at arms to the Senate, be, and he is hereby authorised to employ one assistant and two horses for the purpose of performing such services as are usually required by the door keeper of the Senate; which expense shall be paid out of the contingent fund.

The following written message was received from the President of the United States, by Mr. Coles, his secretary:

To the Senate and House of

Representatives of the United States.

THE bill, entitled "An act supplementary to the acts heretofore passed on the subject of an uniform rule of naturalization," which passed the two Houses at the last session of Congress, having appeared to me liable to abuse by aliens having no real purpose of effectuating a naturalization, and therefore not been signed; and having been presented at an hour too near the close of the session to be returned with objections for re-con-

sideration, the bill failed to become a law. I also recommend that provision be now made in favor of aliens entitled to the contemplated benefit, under such regulations as will prevent advantage being taken of it, for improper purposes.

JAMES MADISON.

November 5th, 1812.

The message was read.

The following written message was also received from the President of the United States, by Mr. Coles, his secretary:

To the Senate and House of Representatives of the United States.

I transmit to Congress copies of the correspondence between the Department of War and the Governors of Massachusetts and Connecticut, referred to in my message of the 4th instant.

JAMES MADISON.

November 6th, 1812.

The message and documents therein referred to were read.

A message from the House of Representatives, by Mr Magruder, their clerk:

Mr. President—The House of Representatives concur in the resolution of the Senate of the 4th instant, for the appointment of a joint committee on the arrangements for the library, and have appointed a committee on their part. They also concur in the resolution of the Senate of the

5th instant, for the appointment of chaplains. And he withdrew.

Whereupon,

The Senate proceeded to the appointment of a chaplain on their part; and the Reverend John Brackenridge was unanimously elected.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion,

The Senate adjourned to 11 o'clock on Monday morning.

MONDAY, NOVEMBER 9th, 1812.

The honorable William B Giles from the state of Virginia, and the honorable John Smith from the state of New York, severally attended on the seventh instant, and the honorable John Condit of the state of New Jersey, on the 8th.

The President communicated the report of the Secretary for the Department of War, made conformably to the "Act further to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments," passed the 3d day of March, 1809; and the report was read.

The Senate resumed the consideration of the motion of the 6th instant, "That so much of the message of the President of the United States as concerns our relations with foreign powers, the military establishment of the United States and volunteers, be referred to a select committee,

with leave to report thereon by bill or otherwise;" and having agreed thereto,

Ordered, That Mr. Franklin, Mr. Campbell of Tennessee, Mr. Taylor, Mr. Varnum, Mr. Howell, Mr Robinson and Mr. Worthington, be the committee.

The Senate resumed the consideration of the following motion:

"That so much of the message of the President of the United States as relates to the naval establishment of the United States, be referred to a select committee, with leave to report thereon by bill or otherwise; and having agreed thereto,

Ordered, That Mr. Smith of Maryland, Mr. Gregg, Mr, Tait, Mr. Cutts and Mr. Lloyd, be the committee.

The Senate resumed the consideration of the motion submitted on the sixth instant, "That so much of the message of the President of the United States as relates to American vessels which have arrived in the United States laden with British manufactures, be referred to a select committee, with leave to report thereon by bill or otherwise;" and having agreed thereto,

Ordered, That Mr. Gaillard, Mr. Goodrich, Mr. Campbell of Ohio, Mr. Giles and Mr. Robinson, be the committee.

The Senate also resumed the consideration of the motion of the sixth instant, "That so much of the message of the President of the

Un ted States as relates to the revision of the militia laws of the United States, be referred to a select committ e; with leave to report thereon by bill or otherwise;" and having agreed thereto,

Ordered, That Mr. Varnum, Mr. Smith of New York, Mr. Worthington, Mr. Goodrich and Mr. Smith of Maryland, be the committee.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have appointed the Reverend Jesse Lee, chaplain to Congress, during the present session, on their part. And he withdrew.

Mr. Campbell of Ohio asked and obtained leave to bring in a bill, to authorise the transportation of a certain message of the President of the United States. and documents accompanying the same;" and the bill was twice read by consent.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning.

TUESDAY, November 10th, 1812.

The bill to authorise the transportation of a certain message of the President of the United States, and documents accompanying the same,

having been reported by the committee correctly engrossed; was read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act to authorise the transportation of a certain message of the President of the United States, and documents accompanying the same."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

On motion, by Mr. Smith of Maryland,

Ordered, That the message of the President of the United States of the 6th July, 1812, and documents accompanying the same, be referred to the committee to whom was referred, the ninth instant, so much of the message of the President of the United States of the fourth instant, as concerns our relations with foreign powers.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act to authorise the transportation of certain documents free of postage," in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was three times read by consent.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion, by Mr. Franklin,

The bill which originated in the Senate, to authorise the transportation of a certain message of the President of the United States, and documents accompanying the same, was reconsidered; and

Ordered, That it be postponed to the 4th day of March next.

On motion,

Resolved, That Mr. Campbell of Ohio be of the committee for enrolled bills, jointly with such committee as may be appointed, for that purpose, on the part of the House of Representatives.

Ordered, That the Secretary notify the House of Representatives accordingly.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, NOVEMBER 11th, 1812.

On motion, by Mr. Varnum,

Ordered, That the message of the President of the United States of the 6th instant, and documents accompanying the same, be referred to the committee who have under consideration of so much of the message of the President the United States of the 4th instant, as relates to a revision of the militia laws of the United States.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives concur in the resolution of the Senate of the 10th instant, for the appointment of a committee for enrolled bills, and have appointed a committee on their part. And he withdrew.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

THURSDAY, NOVEMBER 12th, 1812.

The honorable Philip Reed from the state of Maryland took his seat in the Senate.

Mr. Campbell of Ohio reported from the committee that they had examined and found duly enrolled, the bill, entitled "An act to authorise the transportation of certain documents free of postage."

A message from the House of Representatives, by Mr Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President. And he withdrew.

The President signed the enrolled bill last reported to have been examined, and it was delivered to the committee to be laid before the President of the United States.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

FRIDAY, November 13th, 1812.

Mr. Campbell of Ohio reported from the committee, that they yesterday laid before the President of the United States, the enrolled bill, entitled "An act to authorise the transportation of certain documents free of postage."

The following written message was received from the President of the United States, by Mr. Coles, his secretary:

To the Senate and House of

Representatives of the United States.

FOR the further information of Congress relative to the pacific advances made on the part of this government, to that of Great Britain, and the manner in which they have been met by the latter, I transmit the sequel of the communications on that subject, received from the late charge d'affaires at London.

JAMES MADISON.

November 12th, 1812.

The message and documeuts therein referred to were read; and

On motion, by Mr. Campbell of Tennessee,

Ordered, That they be referred to the committee to whom was referred so much of the message of the President of the United States of the fourth instant, as concerns our relations with foreign powers.

On motion, by Mr. Smith of Maryland,

Ordered, That twelve hundred and fifty copies thereof be printed for the use of the Senate.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning.

MONDAY, November 16th, 1812.

The honorable Mr. Anderson, from the state of Tennessee, took his seat in the Senate.

Mr. Leib presented the memorial of sundry merchants of the city of Philadelphia, stating that in consequence of the revocation of the British orders in council, and the belief that the non-importation act would thereupon cease to be in force, their correspondents in England shipped merchandise to a large amount, to the United States; which, having been seized by the officers of the customs as forfeited, was delivered to the claimants on their giving bonds for the value thereof, and the duties thereon: and praying that these bonds may be cancelled, for reasons stated at large in the memorial, which was read.

On motion, by Mr. Leib,

Ordered, That it be referred to the committee appointed on the 9th instant, on so much of the message of the President of the United States as relates to American vessels, which have arrived in the United States laden with British manufactures, to consider and report thereon.

After the consideration of executive business,

the Senate adjourned to 11 o'clock to-morrow morning.

TUESDAY, November 17, 1812.

A message from the House of Representatives by Mr Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act further to prolong the continuance of the mint at Philadelphia:" in which bill they request the concurrence of Senate. And he withdrew.

The bill last mentioned was read.

Ordered, That it pass to the second reading.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, November 18th, 1812.

The honorable Allan B. Magruder, appointed a Senator by the legislature of the state of Louisiana, (and who arrived on the 15th,) produced his credentials, which were read: and the oath prescribed by law was administered to him, and he took his seat in the Senate.

The honorable William Hunter, from the state of Rhode Island and Providence Plantations, and the honorable James Lloyd, from the state of Massachusetts, severally took their seats in the Senate.

The President communicated the report of the Secretary of the Navy, on the expenditures and applications of monies drawn from the Treasury, from the 1st of October, 1811, to the 30th September, 1812, inclusive, made in obedience to the 1st section of the act passed March 3d, 1812, entitled "An act to amend the several acts for the establishment and regulation of the Treasury, War and Navy Departments;" and the report was read.

On motion, by Mr. Taylor,

Ordered, That it be referred to the committee who have under consideration so much of the message of the President of the United States of the 4th instant, as relates to the naval establishment of the United States.

Mr. Lloyd presented the petition of a large number of the merchants of Boston, who have received goods from Great Britain subsequent to the revocation of the orders in council, praying an exemption from the provisions of the act prohibiting importations from Great Britain, her colonies or dependencies; and the petition was read.

On motion, by Mr. Lloyd,

Ordered, That it be referred to the committee appointed on the 9th instant, on "so much of the message of the President of the United States as relates to American vessels which have arrived in the United States, laden with British manufactures," to consider and report thereon.

Mr. Lloyd presented the petition of Bordman and Pope, of Boston, and others, praying

that a cargo of goods imported by them from India, purchased in India prior to a knowledge of the prohibition of importations from Great Britain and her colonies, and imported in a vessel which sailed from the United States antecedently to the passage of the law, which property is now in the custody of the government, may be restored to them, on securing the duties which have accrued thereon; and the petition was read.

On motion, by Mr. Lloyd,

Resolved, That it be referred to a select committee to consider and report thereon by bill or otherwise.

Ordered, That Mr. Lloyd, Mr. Taylor and Mr. Tait, be the committee.

The bill, entitled "An act further to prolong the continuance of the mint at Philadelphia," was read the second time.

Ordered, That it pass to the third reading.

The following written message was received from the President of the United States, by Mr. Coles, his secretary:

To the Senate and House of
Representatives of the United States.

I TRANSMIT to Congress copies of a communication from Mr. Russell to the Secretary of State. It is connected with the correspondence accompanying my message of the 12th instant, but had not at that date been received.

JAMES MADISON.

November 18*th*, 1812.

The message and documents therein referred to were read.

On motion, by Mr. Campbell of Tennessee,

Ordered, That it be referred to the committee who have under consideration so much of the message of the President of the United States of the 4th instant, "as concerns our relations with foreign powers."

On motion, by Mr. Varnum,

Ordered, That twelve hundred and fifty copies thereof be printed for the use of the Senate.

The following written message was received from the President of the United States, by Mr. Coles, his secretary:

To the Senate and House of
Representatives of the United States.

I TRANSMIT to Congress copies of a letter from the Consul General of the United States to Algiers, stating the circumstances preceding and attending his departure from that Regency.

JAMES MADISON.

November 17th, 1812.

The message and documentst herein referred to were read.

Mr. Campbell of Tennessee from the committee on that subject, reported, in part, a bill supplementary to the several acts now in force relative to the military establishment of the United States; and the bill was read.

Ordered, That it pass to the second reading.

After the consideration of executive business, the Senate adjourned to 11 o'clock to morrow morning.

THURSDAY, NOVEMBER 19th, 1812.

The bill entitled "An act further to prolong the continuance of the mint at Philadelphia," was read the third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill supplementary to the several acts now in force relative to the military establishment of the United States, was read the second time.

On motion,

The Senate adjourned till 11 o'clock to-morrow morning.

FRIDAY, NOVEMBER 20th, 1812.

The Honorable Stephen R. Bradley, from the state of Vermont, took his seat in the Senate.

The bill supplementary to the several acts now in force relative to the military establishment of the United States, was resumed as in committee of the whole: and

On motion, by Mr. Gregg,

Ordered, That the further consideration there-

of be postponed to, and made the order of the day for, Monday next.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning.

MONDAY, NOVEMBER 23d, 1812.

The honorable John Pope, from the state of Kentucky, took his seat in the Senate.

Mr. Tait presented the petition of sundry merchants of the city of Savannah, in the state of Georgia, who have received goods from Great Britain subsequent to the revocation of the orders in council, which have been seized under the provisions of the act prohibiting importations from Great Britain, her colonies or dependencies praying relief; and the petition was read.

On motion, by Mr. Tait,

Ordered, That it be referred to the committee appointed on the ninth instant, on "so much of the message of the President of the United States as relates to American vessels, which have arrived in the United States, laden with British manufactures," to consider and report thereon.

Mr. Smith of Maryland presented the memorial of sundry citizens of Baltimore, merchants and owners of private armed commissioned vessels of war, complaining of various grievances under the present regulations and praying relief; and the memorial was read.

On motion, by Mr. Smith of Maryland,

Ordered, That it be printed for the use of the Senate.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr President—The House of Representatives have passed a bill, entitled "An act in addition to the act concerning letters of marque, prizes and prize goods;" also. a bill, entitled "An act concerning the pay of non commissioned officers, musicians, privates and others of the army, and for other purposes;" in which bills they request the concurrence of the Senate. And he withdrew.

The two bills last mentioned were read.

Ordered. That they severally pass to the second reading.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the bill supplementary to the several acts now in force relative to the military establishment of the United States: and

On motion,

Ordered, That the consideration thereof be further postponed.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning.

TUESDAY, November 24th, 1812.

The bill, entitled "An act in addition to the act concerning letters of marque, prizes and prize goods," was read the second time.

On motion, by Mr. Smith of Maryland,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Smith of Maryland, Mr. Lloyd and Mr Gilman, be the committee.

On motion, by Mr. Smith of Maryland,

Ordered, That the memorial of the citizens of Baltimore, owners of private armed commissioned vessels of war, be referred to the committee last mentioned, to consider and report thereon.

Mr. Gaillard presented the petition of David Lamb, merchant, of Charleston, South Carolina, stating that he has received goods from Great Britain subsequent to the revocation of the orders in council, which have been seized under the provisions of the act prohibiting importations from Great Britain, her colonies or dependencies, and praying relief; and the petition was read.

On motion, by Mr. Gaillard,

Ordered, That it be referred to the committee appointed on the 9th instant. "on so much of the message of the President of the United States as relates to American vessels which have arrived in the United States, laden with British manufactures," to consider and report thereon.

The bill from the House of Representatives, entitled "An act concerning the pay of the non-commissioned officers, musicians, privates and others of the army, and for other purposes," was read the second time.

On motion, by Mr. Campbell of Tennessee,

Ordered, That it be referred to the committee who have under consideration "so much of the message of the President of the United States of the 4th instant, as concerns our relations with foreign powers," to consider and report thereon.

Mr Taylor submitted the following motion for consideration:

Resolved, That the Senate proceed to ascertain the classes in which the Senators of the state of Louisiana should be inserted, as the constitution and rule heretofore prescribe.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union on an equal footing with the original states;" also, a bill, entitled "An act making an appropriation to defray the expenses incurred, or to be incurred, under an act, entitled 'An act to authorise a detachment from the militia of the United States;" in which bills they request the concurrence of the Senate. And he withdrew.

The two bills last mentioned were read.

Ordered, That they severally pass to the second reading.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, November 25th, 1812.

The bill, entitled "An act making an appropriation to defray the expenses incurred, or to be incurred, under an act, entitled 'An act to authorise a detachment from the militia of the United States," was read the second time.

On motion, by Mr. Franklin,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Franklin, Mr. Varnum and Mr. Campbell of Tennessee, be the committee.

The bill, entitled "An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union on an equal footing with the original states," was read the second time.

On motion, by Mr. Anderson,

Resolved, That it be referred to a select committee, to consist of five members, to consider and report thereon.

Ordered, That Mr. Anderson, Mr. Bradley, Mr. German, Mr. Gregg and Mr. Lloyd, be the committee.

Mr. Campbell of Tennessee, from the committee to whom was referred the bill from the House of Representatives, entitled "An act concerning the pay of non-commissioned officers, musicians, privates and others of the army, and for other purposes," reported it with amendments, which were read for consideration.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

THURSDAY, November 26th, 1812.

The honorable Richard Brent, from the state of Virginia, attended.

The number of Senators present not being sufficient to constitute a quorum;

On motion,

Adjourned to 11 o'clock to-morrow morning.

FRIDAY, November 27th, 1812.

The Senate resumed the consideration of the motion submitted the 24th instant, "That they proceed to ascertain the classes in which the Senators of the state of Louisiana should be inserted, as the constitution and rule heretofore prescribe;" and having agreed thereto;

On motion, by Mr. Taylor,

Ordered, That the Secretary roll up, and put into the ballot box, two lots No. 1, and No. 3; that the Senator for whom lot No. 1 shall be drawn, shall be inserted in the class of Senators whose terms of service expire on the third day of March next; and the Senator for whom lot No. 3 shall be drawn, shall be inserted in the class of Senators whose terms of service expire four years after the third day of March next.

Whereupon,

The numbers above mentioned were by the Secretary rolled up and put into the box, and No. 1 was drawn for the honorable Allan B. Magruder, who is accordingly in the class of Senators whose terms of service will expire on the 3d day of March next; and No. 3 was drawn for the honorable Thomas Posey, who is accordingly in the class of Senators whose terms of service will expire in four years after the third day of March next.

The Senate resumed, as in committee of the whole, the consideration of the bill from the House of Representatives, entitled "An act concerning the pay of the non-commissioned officers, musicians, privates and others of the army, and for other purposes," together with the amendments reported thereto by the select committee; and

On the question to strike out the 3d section of the bill, as follows:

"That during the said war every person above the age of eighteen years, who shall be enlisted by any officer, shall be held in the service of the United States during the period of such enlistment; any thing in any act to the contrary notwithstanding;"

It was determined in the affirmative, yeas 26, nays 4.

On motion, by Mr. Smith of Maryland,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,	Messrs. Howell,
Bradley,	Hunter,
Campbell *of Ohio*,	Lambert,
Campbell *of Tenn.*	Leib,
Condit,	Lloyd,
Cutts,	Magruder,
Franklin,	Pope,
Gaillard,	Reed,
German,	Smith *of Maryland*,
Gilman,	Smith *of New York*,
Goodrich,	Taylor,
Gregg,	Turner,
Horsey,	Worthington.

Those who voted in the negative, are

Messrs. Crawford,	Messrs. Tait,
Robinson,	Varnum.

And having agreed to all the other amendments reported by the select committee, with an amendment,

On motion,

Ordered, That the further consideration of the bill be postponed to Monday next.

Mr. Campbell, of Ohio, reported from the committee that they had examined and found duly enrolled, the bill, entitled "An act further to prolong the continuance of the mint at Philadelphia."

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President. And he withdrew.

The President signed the enrolled bill last re-

ported to have been examined, and it was delivered to the committee to be laid before the President of the United States.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning.

MONDAY, NOVEMBER 30, 1812.

The honorable George M Bibb, from the state of Kentucky, arrived on the 29th, and attended this day.

Mr. Franklin, from the committee to whom was referred the bill, entitled "An act making an appropriation to defray the expenses incurred, or to be incurred, under an act, entitled 'An act to authorise a detachment from the militia of the United States," reported it without amendment.

Mr. Smith of Maryland, from the committee appointed to consider the subject, reported a bill to increase the navy of the United States; which was read and passed to the second reading.

Mr. Gaillard presented the petition of John Potter, merchant, of Charleston, South Carolina; also the petition of sundry other merchants of the same place, stating that they have received goods from Great Britain subsequent to the revocation of the orders in council, which have been seized under the provisions of the act prohibiting importations from Great Britain, her colonies or dependencies, and praying relief. And the petitions were read; and

On motion, by Mr. Gaillard,

Ordered, That they severally be referred to the committee appointed on the 9th instant, "on so much of the message of the President of the United States, as relates to American vessels which have arrived in the United States, laden with British manufactures," to consider and report thereon.

Mr. Smith of Maryland, from the committee to whom was referred the bill, entitled "An act in addition to the act concerning letters of marque, prizes and prize goods," reported it with amendments.

Mr. Worthington submitted the following motion for consideration:

Resolved, That a committee be appointed to inquire if any, and what further provisions or alterations are necessary for the disposition of the public lands of the United States; and that they have leave to report by bill or otherwise.

The Senate resumed, as in committee of the whole, the consideration of the bill from the House of Representatives, entitled "An act concerning the pay of the non commissioned officers, musicians, privates and others of the army, and for other purposes." And the bill having been amended, the President reported it to the House accordingly.

On the question, "Shall this be read a third time as amended?"

It was determined in the affirmative.

Mr. Franklin submitted the following motion for consideration:

That the sergeant at arms and door keeper of the Senate be, and he is hereby directed, to take into his possession (subject to the future orders of the Senate,) such materials and furniture belonging to the Senate chamber, and the north wing of the capitol, as remain on hand; and that he deliver an inventory thereof to the Secretary of the Senate, to be filed in his office.

On motion,

The Senate adjourned to 11 o'clock to morrow morning.

TUESDAY, December 1st, 1812.

The amendments to the bill, entitled "An act concerning the pay of non commissioned officers, musicians, privates and others of the army, and for other purposes," having been reported by the committee correctly engrossed, the bill was read a third time.

On the question, "Shall this bill pass as amended?"

It was determined in the affirmative, yeas 19, nays 4.

On motion by Mr. Campbell of Tennessee,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,	Messrs. Giles,
Campbell *of Ohio*,	Gilman,
Campbell *of Tenn.*	Gregg,
Crawford,	Horsey,
Cutts,	Howell,
Franklin,	Leib,

Messrs. Magruder, Messrs. Tait,
Robinson, Turner,
Smith *of Maryland*, Worthington.
Smith *of New York*,

Those who voted in the negative, are
Messrs. Goodrich, Messrs. Lambert,
Hunter, Lloyd.

So it was,

Resolved, That this bill do pass with amendments; and

On motion, by Mr. Campbell of Tennessee,

The title was amended to read as follows: "An act supplementary to the several acts now in force, relative to the military establishment of the United States"

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The bill to increase the navy of the United States, was read the second time;

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act making an appropriation to defray the expenses incurred, or to be incurred, under an act entitled, 'An act to authorise a detachment from the militia of the United States;" and

On motion,

The Senate adjourned to 11 o'clock to morrow morning.

WEDNESDAY, DECEMBER 2d, 1812.

The Senate resumed the consideration of the motion made on the 30th November; and

Resolved, That a committee be appointed to inquire if any and what further provisions or alterations are necessary for the disposition of the public lands of the United States, and that they have leave to report by bill or otherwise.

Ordered, That Mr. Magruder, Mr. Worthington, Mr. Franklin, Mr. Gregg and Mr Anderson, be the committee.

Mr. Magruder presented a representation of the legislature of the state of Louisiana, on the subject of land titles, and complaining of the conduct and decisions of the commissioners of the land office of the late territory of Orleans; and praying the interposition of Congress; which was read.

On motion, by Mr. Magruder,

Ordered, That it be referred to the committee last mentioned, to consider and report thereon.

The Senate resumed the consideration of the motion of the 30th November; and

Resolved, That the sergeant at-arms and doorkeeper of the Senate be and he is hereby directed to take into his possession (subject to the future orders of the Senate) such materials and furniture belonging to the Senate chamber, and the north wing of the Capitol, as remain on hand; and that he deliver an inventory thereof to the Secretary of the Senate, to be filed in his office.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled " An act making an appropriation to defray expenses incurred, or to be incurred, under an act, entitled

'An act to authorise a detachment from the militia of the United States;" and the bill having been amended, the President reported it to the Senate accordingly.

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

Mr Campbell of Ohio, reported from the committee that they yesterday laid before the President of the United States the enrolled bill, entitled "An act further to prolong the continuance of the mint at Philadelphia."

After the consideration of executive business, the Senate adjourned to 11 o'clock to morrow morning.

THURSDAY, DECEMBER 3d, 1812.

The amendments to the bill, entitled "An act making an appropriation to defray expenses incurred or to be incurred under an act entitled 'An act to authorise a detachment from the militia of the United States," having been reported by the committee correctly engrossed, the bill was read a third time.

Resolved, That this bill pass with amendments.

On motion by Mr Campbell of Tennessee.

It was agreed to amend the title.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate resumed, as in committee of the

whole, the consideration of the bill to increase the navy of the United States; and Mr. Bradley was requested to take the chair, and after debate,

The President resumed the chair; and

On motion,

It was agreed that the further consideration of the bill be postponed to Monday next.

The Senate resumed, as in committee of the whole, the consideration of the bill entitled "An act in addition to the act concerning letters of marque, prizes and prize goods," together with the amendments reported thereto by the select committee; and Mr. Franklin was requested to take the chair; and

After debate,

The President resumed the chair, and Mr. Franklin reported, that the committee of the whole had agreed to amend the bill; and

On motion by Mr. Anderson,

Ordered, That the bill, together with the amendments agreed to, be recommitted to a select committee, to consist of five members, further to consider and report thereon.

Ordered, That Mr. Anderson, Mr. Smith of Maryland, Mr Lloyd, Mr Campbell of Tennessee and Mr. Taylor. be the committee.

On motion, by Mr. Campbell of Tennessee,

Ordered, That the Message of the President of the United States, transmitting copies of a letter from the Consul General of the United States to Algiers, stating the circumstances preceding and attending his departure from that Regency, be

referred to the committee who have under consideration "so much of the Message of the President of the United States, of the 4th November, as concerns our relations with foreign powers," to consider and report thereon.

After the consideration of executive business the Senate adjourned to 11 o'clock to morrow morning.

FRIDAY, DECEMBER 4th, 1812.

A message from the House of Representatives, by Mr Magruder, their clerk:

Mr. President—The President of the United States, on the 2d instant, approved and signed "An act further to prolong the continuance of the mint at Philadelphia"

The House of Representatives have passed a bill entitled "An act concerning the district and territorial judges of the United States;" a bill entitled "An act to incorporate a fire insurance company in the town of Alexandria in the District of Columbia;" also, a bill, entitled "An act altering the time and place for holding the circuit and district courts in Vermont;" in which bills they request the concurrence of the Senate.

They agree to the amendments of the Senate to the bill, entitled "An act concerning the pay of non commissioned officers, musicians, privates and others of the army, and for other purposes," with amendments to their amendments, in which

they request the concurrence of the Senate. And he withdrew.

On motion,

The Senate proceeded to consider the amendments of the House of Representatives to their amendments to the bill last mentioned; and

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The three bills last brought up for concurrence were read.

Ordered, That they severally pass to the second reading.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning.

MONDAY, December 7th, 1812.

The Honorable Thomas Posey, appointed a Senator, by the Governor of the State of Louisiana, in place of John Destrahan resigned, produced his credentials, which were read; and the oath prescribed by law was administered to him, and he took his seat in the Senate.

Mr Giles, from the committee appointed on the subject, reported, a bill directing the Secretary of the Treasury to remit fines, forfeitures and penalties, in certain cases; and the bill was read.

Ordered, That it pass to the second reading.

The President laid before the Senate the report of the Secretary for the Department of the

Treasury, prepared in obedience to the act, entitled " An act to establish the Treasury Department," which, together with the accompanying documents, was read.

Ordered, That they be printed for the use of the Senate.

The bill, entitled "An act altering the time and place for holding the circuit and district courts in Vermont," was read the second time.

On motion, by Mr. Bradley,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr Bradley, Mr. German and Mr. Goodrich, be the committee.

The bill, entitled "An act concerning the district and territorial judges of the United States," was read the second time.

The bill, entitled "An act to incorporate a fire insurance company in the town of Alexandria, in the District of Columbia," was read the second time.

On motion, by Mr. Smith of Maryland,

Ordered, That the consideration of the bill to increase the navy of the United States, be further postponed.

Mr Magruder submitted the following motion for consideration:

Resolved, That a committee be appointed to inquire if any and what compensation should be allowed to Lewis Chachere, for his services as translator of the French and Spanish languages, to the board of land commissioners, for the

western land district, in the state of Louisiana, and that they have leave to report by bill or otherwise.

After the consideration of executive business, the Senate adjourned to 11 o'clock to morrow morning.

TUESDAY, December 8th, 1812.

The bill directing the Secretary of the Treasury to remit fines, forfeitures, and penalties, in certain cases, was read the second time.

On motion, by Mr. Smith of Maryland,

Ordered, That it be made the order of the day for to morrow.

The motion made yesterday on the subject was resumed and amended.

Whereupon,

Resolved, That the committee appointed on public lands inquire if any and what compensation should be made to Louis Chachere, for his services as translator of the French and Spanish languages, to the western board of land commissioners, in the state of Louisiana; and that they have leave to report by bill or otherwise.

The Senate resumed, as in committee of the whole, the bill to increase the navy of the United States; and

On motion,

It was agreed that the consideration thereof be further postponed.

The bill, entitled "An act concerning the dis-

trict and territorial judges of the United States, was resumed; and

On motion, by Mr Campbell of Tennessee,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Campbell of Tennessee, Mr. Franklin, and Mr. Horsey, be the committee.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act to incorporate a fire insurance company in the town of Alexandria, in the District of Columbia;" and

Mr. Bradley was requested to take the chair; and no amendments having been reported, the President resumed the chair; and

On motion by Mr. Giles,

Resol ed, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Giles, Mr. Brent, and Mr. Anderson, be the committee.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives concur in the amendments of the Senate to the bill, entitled "An act making an appropriation to defray expenses incurred, or to be incurred, under an act, entitled "An act to authorise a detachment from the militia of the United States." And he withdrew.

After the consideration of executive business, the Senate adjourned to 11 o'clock to morrow morning.

WEDNESDAY, DECEMBER 9th, 1812.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill, directing the Secretary of the Treasury to remit fines, forfeitures, and penalties, in certain cases; and

Mr. Bradley was requested to take the chair: and no amendments having been proposed, the President resumed the chair; and

On motion, by Mr. Giles,

Ordered, That the further consideration of the bill be postponed to, and be made the order of the day for, to morrow.

On motion, by Mr Giles,

Resolved, That a committee be appointed to inquire into the expediency of offering encouragements, at this time, to all mariners and seamen to bring within any of the ports of the United States, British public and private armed ships, as well as merchant ships or vessels, belonging to the subjects of the united kingdom of Great Britain and Ireland; and that the committee have leave to report by bill or otherwise.

Ordered, That Mr. Giles, Mr. Lloyd, Mr. Smith of Maryland, Mr. Tait, and Mr. Taylor, be the committee.

On motion, by Mr. Magruder,

Resolved, That the committee on public lands inquire if any, and what compensation should be allowed to John Thompson, for his services as clerk of the board of commissioners, for the

western land district, in the state of Louisiana; and that they have leave to report by bill or otherwise.

Mr. Howell presented the memorial of James D Wolf and others, citizens of the state of Rhode Island, and owners of private armed vessels, complaining of grievances under the present regulations, and praying relief; and the memorial was read.

On motion, by Mr. Howell,

Ordered, That it be referred to the committee to whom was recommitted the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods," to consider and report thereon.

After the consideration of executive business, the Senate adjourned to 11 o'clock to morrow morning.

THURSDAY, DECEMBER 10th, 1812.

Mr. Campbell, of Ohio, reported from the committee, that they had examined and found duly enrolled, the bill, entitled "An act making an appropriation to defray expenses incurred, or to be incurred, under an act, entitled 'An act to authorise a detachment from the militia of the United States;" also the bill, entitled "An act increasing the pay of non commissioned officers, musicians, privates, and others, of the army; and for other purposes"

Agreeably to the order of the day, the Senate

resumed, as in committee of the whole, the consideration of the bill directing the Secretary of the Treasury to remit fines, forfeitures, and penalties, in certain cases: and Mr. Bradley was requested to take the chair, and after debate, the President resumed the chair; and

On motion, by Mr. Bibb,

Ordered, That the further consideration of the bill be postponed until to morrow.

Mr Smith, of Maryland, gave notice, that tomorrow he should ask leave to bring in a bill to provide for organizing, arming, and disciplining, the militia of the United States.

Mr Posey presented the petition of the widow and heirs of Leonard Marbury, deceased, stating that the said Marbury was appointed and commissioned, in the year 1776, to the command of a regiment of cavalry, in the service of the United States; and praying remuneration for advances made by him, in support of his said command, and for pay due to him for his own services. And the petition was read.

On motion, by Mr. Posey,

Resolved, That it be referred to a select committee, to consider and report thereon, by bill or otherwise.

Ordered, That Mr. Posey, Mr. Bradley, and Mr. Tait, be the committee.

After the consideration of executive and confidential business, the Senate adjourned to 11 o'clock to morrow morning.

FRIDAY, DECEMBER 11th, 1812.

The honorable Samuel W. Dana, from the state of Connecticut, attended.

Mr. Varnum presented the memorial of B. W. Crowninshield and others, inhabitants of the town of Salem, in the state of Massachusetts, owners of private armed vessels, praying a revision of the "Act concerning letters of marque, prizes, and prize goods," and a modification thereof: and the memorial was read.

On motion, by Mr. Varnum,

Ordered, That it be referred to the committee who have under consideration the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods;" to consider and report thereon.

The President communicated the memorial of the Legislative Council and House of Representatives of the Mississippi territory, praying an extension of the time of payment for public lands, in the said territory; and the memorial was read.

On motion, by Mr. Magruder,

Ordered, That it be referred to the committee, appointed second December, on the subject of public lands, to consider and report thereon.

On motion, by Mr. Gregg,

Resolved, That the report of the commissioners, appointed to ascertain and settle the exterior line of the public land, at West Pont, wit hthe adjoining proprietor, be referred to a select com-

mittee, to consider and report thereon, by bill or otherwise.

Ordered, That Mr. Gregg, Mr German, and Mr Anderson, be the committee.

Mr Campbell, of Tennessee, from the committee to whom was referred the bill, entitled "An act concerning the district and territorial judges of the United States," reported it without amendment.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate, for the signature of their President. And he withdrew.

The President signed the two enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

The Senate resumed, as in committee of the whole, the consideration of the bill directing the Secretary of the Treasury to remit fines, forfeitures, and penalties, in certain cases; and

Mr. Bradley was requested to take the chair; and after debate, and agreeing to amend the bill, the President resumed the chair; and

On motion,

Ordered, That the further consideration of the bill be postponed until to morrow.

The following written message was received from the President of the United States, by Mr. Coles, his secretary;

To the Senate and House of
Representatives of the United States.

I TRANSMIT to Congress copies of a letter to the Secretary of the Navy, from Captain Decatur, of the frigate United States, reporting his combat and capture of the British frigate Macedonian. Too much praise cannot be bestowed on that officer and his companions on board, for the consummate skill and conspicuous valor, by which this trophy has been added to the naval arms of the United States

I transmit also a letter from Captain Jones, who commanded the sloop of war Wasp, reporting his capture of the British sloop of war Frolic, after a close action, in which other brilliant titles will be seen to the public admiration and praise.

A nation, feeling what it owes to itself and to its citizens, could never abandon to arbitrary violence, on the ocean, a class of them which give such examples of capacity and courage, in defending their rights on that element; examples which ought to impress on the enemy, however brave and powerful, preference of justice and peace, to hostility against a country, whose prosperous career may be accelerated, but cannot be prevented by the assaults made on it.

JAMES MADISON.

Washington, December 11*th*, 1812.

The message and papers were read.

On motion,

Ordered, That they be referred to the committee appointed 9th November last, to consider

that part of the message of the President of the United States, which relates to the naval establishment.

After the consideration of executive business, the Senate adjourned to 11 o'clock to morrow morning; to which time the several orders of the day are postponed.

SATURDAY, DECEMBER 12th, 1812.

The President communicated the memorial of the Legislative Council and House of Representatives of the Mississippi territory, praying the Indian title to the lands on the north of Tennessee river, which lie within that territory, may be extinguished, or that places of deposit may be established on the Tennessee and Tombigbee rivers; and the memorial was read.

The Senate resumed, as in committee of the whole, the consideration of the bill directing the Secretary of the Treasury to remit fines, forfeitures and penalties, in certain cases; and Mr. Bradley was requested to take the chair; and

After debate, the President resumed the chair, and Mr Bradley reported the bill amended; and

On the question "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative, yeas 27 nays 3.

On motion, by Mr Lloyd,

The yeas and nays having been required by

one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,	Messrs. Hunter,
Bibb,	Lambert,
Bradley,	Lloyd,
Brent,	Magruder,
Campbell *of Ohio*,	Pope,
Cutts,	Posey,
Gaillard,	Robinson,
German,	Smith *of Maryland*,
Giles,	Smith *of New York*,
Gilman,	Tait,
Goodrich,	Taylor,
Gregg,	Turner,
Horsey,	Varnum.
Howell,	

Those who voted in the negative, are

Messrs. Crawford,	Messrs. Worthington.
Franklin,	

The Senate resumed, as in committee of the whole, the consideration of the bill to increase the navy of the United States; and

Mr. Varnum was requested to take the chair; and

After debate, the President resumed the chair; and

Mr Taylor moved to strike out all the provisions of the bill for the building and equipment of 74 gun ships; and

On motion, by Mr Anderson,

Ordered. That the further consideration of the bill be postponed to Monday next

Mr. Anderson, from the committee to whom

was recommitted the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods," reported it with amendments

On motion,

The Senate adjourned to 11 o'clock on Monday morning.

MONDAY, DECEMBER 14th, 1812.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act concerning the district and territorial judges of the United States.

Ordered, That it pass to the third reading.

Mr Campbell, of Ohio, reported from the committee that on the 12th instant, they laid before the President of the United States the enrolled bill, entitled, "An act making an appropriation to defray expenses incurred or to be incurred under an act, entitled, 'An act to authorise a detachment from the militia of the United States;" also the enrolled bill, entitled "An act increasing the pay of non-commissioned officers, musicians, privates, and others, of the army, and for other purposes."

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled, "An act, in addition to the act, concerning letters of marque, prizes, and prize goods," together with the amendments reported thereto by the select committee.

Mr. Franklin was requested to take the chair; and after debate, the President resumed the chair; and

On motion, by Mr. Anderson,

It was agreed, that the further consideration thereof be postponed until to morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill to increase the navy of the United States; and the motion made the 12th instant, "to strike out all the provisions for the building and equipment of ships of seventy four guns," was determined in the negative, yeas 7, nays 23.

On motion, by Mr. Smith of Maryland,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Crawford,
Franklin,
Lambert,
Robinson,
Messrs. Smith *of New York*,
Taylor,
Turner.

Those who voted in the negative, are

Messrs. Anderson,
Bibb,
Brent,
Campbell *of Tenn.*
Cutts,
Dana,
Gaillard,
German,
Giles,
Gilman,
Goodrich,
Gregg,
Messrs. Horsey,
Howell,
Hunter,
Leib,
Lloyd,
Magruder,
Pope,
Posey,
Smith *of Maryland*,
Tait,
Varnum.

On motion, by Mr. Tait,

The bill was amended by inserting the words "*not less than*," before the words "seventy four," Sec. 1. line 4.

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative, yeas 28, nays 2.

On motion, by Mr Smith, of Maryland,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,	Messrs. Howell,
Bibb,	Hunter,
Brent,	Lambert,
Campbell *of Tenn.*	Leib,
Cutts,	Lloyd,
Dana,	Magruder,
Franklin,	Pope,
Gaillard,	Posey,
German,	Smith *of Maryland*,
Giles,	Smith *of New York*,
Gilman,	Tait,
Goodrich,	Taylor,
Gregg,	Varnum,
Horsey,	Worthington.

Those who voted in the negative, are

Messrs. Crawford and Turner.

The bill directing the Secretary of the Treasury to remit fines, forfeitures, and penalties, in certain cases, having been reported by the committee correctly engrossed, was read a third time; and

On motion, by Mr. Giles,

The blanks were filled, 1st, 23d June last—2d, 15th September last.

On motion, by Mr. Lloyd,

It was agreed, by unanimous consent, to amend the bill by insertion of the word "made," line 21, prior to the words *after war was known.*

On the question, "Shall this bill pass as amended?"

It was determined in the affirmative, yeas 25, nays 5.

On motion, by Mr. Brent,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,	Messrs. Lambert,
Bibb,	Lloyd,
Cutts,	Magruder,
Dana,	Pope,
Gaillard,	Posey,
German,	Robinson,
Giles,	Smith *of Maryland,*
Gilman,	Smith *of New York,*
Goodrich,	Tait,
Gregg,	Taylor,
Horsey,	Turner,
Howell,	Varnum.
Hunter,	

Those who voted in the negative, are

Messrs. Brent,	Messrs. Franklin,
Campbell *of Tenn.*	Worthington.
Crawford,	

So it was

Resolved, That this bill pass, and that the title thereof be "An act directing the Secretary of the

Treasury to remit fines, forfeitures, and penalties, in certain cases."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

On motion,

The Senate adjourned to 11 o'clock to morrow morning, to which time the several orders of the day are postponed.

TUESDAY, DECEMBER 15th, 1812.

The bill to increase the navy of the United States, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act to increase the navy of the United States."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill, entitled "An act concerning the district and territorial judges of the United States," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Gregg, from the committee appointed on the subject, reported a bill approving the report of the commissioners, appointed by the Secretary at War, to ascertain and settle the exterior line of the public land, at West Point, in the state of New York. And the bill was read.

Ordered, That it pass to the second reading.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods," together with the amendments reported thereto by the select committee.

On motion, by Mr Lloyd,

Resolved, That it be recommitted to a select committee, to consist of five members, further to consider and report thereon.

Ordered, That Mr. Anderson, Mr. Taylor, Mr. Lloyd, Mr. Smith, of Maryland, and Mr Campbell, of Tennessee, be the committee.

On request by Mr. Smith, of Maryland,

Mr. Giles had leave of absence for three weeks from this day.

After the consideration of executive and confidential business, the Senate adjourned to 11 o'clock to morrow morning, to which time the several orders of the day are postponed.

WEDNESDAY, December 16th, 1812.

The bill approving the report of the commissioners, appointed by the Secretary at War, to ascertain and settle the exterior line of the public land, at West Point, in the state of New-York, was read the second time; and

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Mr. Lloyd, from the committee to whom wa

was referred, on the 18th November last, the petition of Boardman and Pope, reported a bill authorising the admission, under certain circumstances, of vessels owned by citizens of the United States of America, with their cargoes, from British ports beyond the Cape of Good Hope; and the bill was read.

Ordered, That it pass to the second reading.

After the consideration of confidential business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day are postponed.

THURSDAY, DECEMBER 17th, 1812.

The bill approving the report of the commissioners appointed by the Secretary at War, to ascertain and settle the exterior line of the public land at West Point, in the state of New York, was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be "An act approving the report of the commissioners appointed by the Secretary at War, to ascertain and settle the exterior line of the public land at West Point, in the state of New-York."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The President communicated a letter from the Commissioner of the General Land Office, to-

gether with a report of the commissioners in the western land district of the territory of Orleans, (now state of Louisiana) of such claims as have not been confirmed by them; and

The letter and report were read.

The bill authorising the admission, under certain circumstances, of vessels owned by citizens of the United States of America, with their cargoes, from British ports beyond the Cape of Good Hope, was read the second time.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

FRIDAY, DECEMBER 18th, 1812.

Mr. Campbell, of Ohio, reported from the committee, that they had examined and found duly enrolled, the bill, entitled "An act concerning the district and territorial judges of the United States,"

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The President of the United States, on the 12th instant, approved, and signed "An act increasing the pay of non commissioned officers, musicians, privates, and others, of the army, and for other purposes;" also, "An act making an appropriation to defray expenses incurred, or to be incurred, under an act, entitled 'An act to authorise a detachment from the militia of the United States;" also, the act, entitled "An act for calling forth the militia to execute

the laws of the Union, suppress insurrections, and repel invasions, and to repeal the act now in force for those purposes, passed the twenty-eighth day of February, one thousand seven hundred and ninety five."

The Speaker of the House of Representatives, having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President. And he withdrew.

The President signed the enrolled bill, last reported to have been examined, and it was delivered to the committee, to be laid before the President of the United States.

The Senate resumed, as in committee of the whole, the consideration of the bill authorising the admission, under certain circumstances, of vessels owned by citizens of the United States of America, with their cargoes, from British ports beyond the Cape of Good Hope; and

On motion, by Mr. Lloyd,

The bill was amended; and

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative.

Mr. Anderson, from the committee to whom was referred, the bill, entitled "An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union, on an equal footing with the original states," reported it with amendments.

After the consideration of executive and confidential business, the Senate adjourned to 11

o'clock on Monday morning, to which time the several orders of the day are postponed.

MONDAY, DECEMBER 21st, 1812.

The bill, authorising the admission, under certain circumstances, of vessels owned by citizens of the United States of America, with their cargoes, from British ports beyond the Cape of Good Hope, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act authorising the admission, under certain circumstances, of vessels owned by citizens of the United States of America, with their cargoes, from British ports beyond the Cape of Good Hope."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The President communicated a letter from the Governor of the state of New Hampshire, enclosing a copy of the resolution passed by the legislature of that state, ratifying and confirming an amendment proposed to the constitution of the United States, relative to titles of nobility; and the letter and resolution were read.

On motion, by Mr Bradley,

Resolved, That the Secretary of the Senate transmit them to the Secretary for the Department of State.

On motion, by Mr. Franklin,

Ordered That the report of the commissioners in the western land district, in the territory of Orleans (now state of Louisiana) of such claims as have not been confirmed by them, be referred to the committee appointed 2d instant, on the subject of public lands, to consider and report thereon.

On motion, by Mr. Smith, of Maryland,

Ordered, That the further consideration of the bill, entitled "An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union, on an equal footing with the original states," be postponed to, and made the order of the day for, the first Monday in January next.

Mr Campbell, of Ohio, reported from the committee, that, on the 18th instant, they laid before the President of the United States, the bill, entitled "An act concerning the district and territorial judges of the United States."

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day are postponed.

TUESDAY, December 22d, 1812.

Agreeably to notice, Mr. Smith, of Maryland, obtained leave to bring in a bill to provide for organizing, arming, and disciplining, the militia oft he United States; and the bill was read.

Ordered, That it pass to the second reading.

Mr. Anderson, from the committee to whom was recommitted the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods," reported it with amendments.

After the consideration of executive and confidential business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day are postponed.

WEDNESDAY, December 23d, 1812.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods," together with the amendments reported thereto by the select committee; and

Mr. Franklin was requested to take the chair; and, after debate,

The President resumed the chair; and Mr. Franklin reported the bill with amendments; and the bill having been further amended,

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

Mr. Pope submitted the following motion for consideration.

Resolved, That a committee be appointed to inquire what provision is necessary and proper to be made for the mounted volunteers, which have been called into the service of the United

States, during the present year; and that the committee have leave to report by bill or otherwise.

On motion, by Mr. Anderson,

Ordered, That Mr. Dana be of the committee, to whom was referred the bill, entitled "An act to incorporate a fire insurance company in the town of Alexandria, in the District of Columbia," in place of Mr. Giles, absent with leave.

The following motion, submitted yesterday by Mr. Smith, of Maryland, was considered and postponed.

Resolved, That the President of the United States be requested to cause to be laid before the Senate any correspondence that may have taken place between the Secretary of War, and the Governor of Tennessee, and Mr. Hawkins, agent near the Creek nation, relative to the murders committed by Indians, within the state of Tennessee.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

THURSDAY, DECEMBER 24th, 1812.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed the bill, which originated in the Senate, entitled "An act directing the Secretary of the Treasury to remit fines, forfeitures, and penalties, in certain cases," with amendments,

in which they request the concurrence of the Senate.

They have also passed the bill, which originated in the Senate, entitled "An act to increase the navy of the United States," with an amendment, in which they request the concurrence of the Senate. And he withdrew.

The Senate proceeded to consider the amendment, of the House of Representatives, to the bill last mentioned.

Whereupon,

Resolved, That they concur therein.

Ordered, That the Secretary notifiy the House of Representatives accordingly.

The Senate considered the amendments of the House of Representatives to the bill, entitled "An act directing the Secretary of the Treasury to remit fines, forfeitures, and penalties, in certain cases."

On motion, by Mr. Bradley,

Ordered, That the further consideration thereof be postponed until Monday next.

The President communicated a letter from William Tatham, on the subject of maritime defence, referring to sundry documents enclosed, which were read.

Ordered, That they lie on the table.

The amendments to the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods," having been reported by the committee correctly engrossed, the bill was read a third time, and the blanks were filled.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the said amendments.

Mr. Bradley presented the petition of the President and Directors of the bank of Washington, praying an enlargement of their capital, for reasons therein stated; and the petition was read.

On motion, by Mr. Bradley,

Resolved, That it be referred to a select committee to consider and report thereon, by bill or otherwise

Ordered, That Mr. Bradley, Mr. Anderson, and Mr. Gregg, be the committee.

The Senate resumed the consideration of the motion made the 22d instant.

Whereupon,

Resolved, That the President of the United States be requested to cause to be laid before the Senate any correspondence that may have taken place between the Secretary of War, and the Governor of Tennessee, and Mr. Hawkins, agent near the Creek nation, relative to the murders committed by Indians, within the state of Tennessee.

Ordered, That the Secretary lay this resolution before the President of the United States.

On motion,

The Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, DECEMBER 28th, 1812.

The Senate resumed the consideration of the amendments of the House of Representatives to the bill, entitled, "An act directing the Secretary of the Treasury to remit fines, forfeitures, and penalties, in certain cases;" and

On motion, by Mr. Bradley,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill to provide for organizing, arming, and disciplining, the militia of the United States, was read the second time.

On motion, by Mr. Smith, of Maryland,

Ordered, That it be referred to the committee appointed the 9th of November, on so much of the message of the President of the United States, as relates to the militia laws of the United States, to consider and report thereon.

The Senate resumed the motion made the 23d instant, respecting the mounted volunteers, which was amended and agreed to as follows:

Resolved, That the committee appointed the 9th November, on so much of the message of the President of the United States, as relates to the militia laws, be instructed to inquire what provision is necessary and proper to be made for the mounted volunteers and others, which have been called into the actual service of the United States, during the present year.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

TUESDAY, DECEMBER 29th, 1812.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The President of the United States, on the 12th November last, approved and signed "An act to authorise the transportation of certain documents free of postage," and on the 20th instant "An act concerning the district and territorial judges of the United States."

The House of Representatives have passed a joint "resolution relative to the brilliant achievements of Captains Hull, Decatur, and Jones:" in which they request the concurrence of the Senate. And he withdrew.

The resolution last mentioned was read.

Ordered, That it pass to the second reading.

Mr. Campbell, of Ohio, reported from the committee that they had examined, and found duly enrolled, the bill, entitled "An act directing the Secretary of the Treasury to remit fines, forfeitures, and penalties, in certain cases;" also the bill, entitled "An act to increase the navy of the United States."

On motion

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

WEDNESDAY, DECEMBER 30th, 1812.

The joint resolution, relative to the brilliant achievements of Captains Hull, Decatur, and Jones, was read the second time.

On motion, by Mr. Worthington,

Ordered, That it be referred to the committee appointed on the 9th of November, on so much of the message of the President of the United States, as relates to the naval establishment thereof.

On motion, by Mr. Franklin,

Resolved, That the Secretary of War be directed to lay before the Senate a statement of all the treaties held with the Indian tribes respectively, in which they have ceded lands to the United States, since the 4th day of March, in the year 1789, the amount of purchase, with the annuities, if any there be; also the amount (whether in goods or money) expended in carrying such treaties into effect.

On motion, by Mr. Franklin,

Resolved, That the Secretary of the Treasury be directed to lay before the Senate a general statement, showing the amount of all the monies expended in surveying, marking, and designating the lines and boundaries of the public lands, in each state or territory; also the amount of monies paid upon account of the sale of the public lands and collection of the money arising therefrom, and to the several boards of land commissioners, their clerks and other officers, for ascertaining

and adjusting the titles and claims to land in the several states and territories.

On motion, by Mr. Franklin,

Resolved, That the commissioner of the General Land Office be directed to lay before the Senate a statement showing the amount of sales of land, the sums due from each land district, and the monies actually received up to the close of the last quarter.

On motion, by Mr. Dana,

Resolved, That the Secretary of State be directed to lay before the Senate a statement of the number of persons born in foreign countries, who have been legally naturalized in the United States, and registered annually as American seamen, according to returns sent to the Department of State, under the act of the 28th of May, 1796, relative to American seamen.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

THURSDAY, DECEMBER 31st, 1812.

Mr. Magruder, from the committee appointed on the subject of public lands, reported a bill giving further time for registering lands in the eastern district of the territory of Orleans, (now state of Louisiana.) And the bill was read.

Ordered, That it pass to the second reading.

The President communicated the report of the Secretary for the Department of Treasury,

made in pursuance of the act of the tenth of April, 1806, entitled "An act regulating the currency of foreign coins in the United States;" and the report was read.

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives, having signed two enrolled bills, I am directed to bring them to the Senate for the signature of their President.

I am directed to notify to the Senate the death of John Smilie, late a member of the House of Representatives, from the state of Pennsylvania; and that his remains will be interred this day at 2 o'clock. And he withdrew.

The President signed the two enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

On motion, by Mr. Gregg,

Resolved, That the Senate will attend the funeral of John Smilie, late a member of the House of Representatives, from the state of Pennsylvania, this day at two o'clock; and as a testimony of respect for the memory of the deceased, they will go into mourning, and wear a black crape round the left arm for thirty days.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, JANUARY 4th, 1812.

Mr. Campbell, of Ohio, reported from the committee, that on the 2d instant, they laid before the President of the United States the enrolled bill, entitled " An act directing the Secretary of the Treasury to remit fines, forfeitures, and penalties, in certain cases;" also the enrolled bill, entitled " An act to increase the navy of the United States."

The President communicated a report, signed James Monroe, acting Secretary for the Department of War, made in obedience to the 1st section of the act, entitled " An act further to amend the several acts for the establishment of the Treasury, War, and Navy Departments," passed 3d March, 1809. And the report was read

The bill, giving further time for registering claims to land in the eastern district of the territory of Orleans, (now state of Louisiana,) was read the second time

A message from the House of Representatives, by Mr Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled " An act supplementary to the act, entitled ' An act for the more perfect organization of the army of the United States;" a bill, entitled " An act providing navy pensions, in certain cases;" also a bill, entitled " An act to authorise the President of the United States to establish post routes in certain cases."

In which bills they request the concurrence of the Senate.

They have also passed the bill which originated in the Senate, entitled "An act approving the report of the commissioners appointed by the Secretary at War to ascertain and settle the exterior line of the public land at West Point, in the State of New York. And he withdrew.

The three bills last brought up for concurrence were read.

Ordered, That they severally pass to the second reading.

A message from the President of the United States, by Mr. Coles, his Secretary.

Mr. President—The President of the United States, on the 2d instant, approved and signed "An act to increase the navy of the United States;" also, "An act directing the Secretary of the Treasury to remit fines, forfeitures, and penalties, in certain cases:"

Ordered, That the Secretary notify the House of Representatives accordingly.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union, on an equal footing with the original states;" together with the amendments reported thereto, by the select committee; and Mr Gaillard was requested to take the chair; and after debate,

The President resumed the chair; and

On motion, by Mr. Smith of Maryland,

Ordered. That the further consideration thereof be postponed until to morrow

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate and House of Representatives of the United States:

I LAY before Congress, for their information, a report of the director of the mint.

JAMES MADISON.

January 4th, 1813.

The message and report were read.

Mr Campbell, of Ohio, reported from the committee, that they had examined and found duly enrolled, the bill, entitled "An act approving the report of the commissioners appointed by the Secretary at War, to ascertain and settle the exterior line of the public land at West Point, in the state of New York"

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives, having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President And he withdrew.

The President signed the enrolled bill, last reported to have been examined, and it was delivered to the committee, to be laid before the President of the United States.

Mr. Tait communicated "An act declaring the assent of the legislature of the state of Georgia to the formation of one or more state governments in the Mississippi territory;" which was read.

After the consideration of executive business, the Senate adjourned to 11 o'clock to morrow morning, to which time the several orders of the day were postponed.

TUESDAY, JANUARY 5th, 1813.

The credentials of the honorable John Gaillard, appointed a Senator by the legislature of the state of South Carolina for six years, commencing on the 4th day of March next, were presented, read, and ordered to lie on file.

Mr. Campbell, of Ohio, reported from the committee, that they this day laid before the President of the United States the enrolled bill, entitled "An act approving the report of the commissioners appointed by the Secretary at War to ascertain and settle the exterior line of the public land at West Point, in the state of New York."

The President communicated a report of the Commissioner of the General Land Office, made in compliance with a resolution of the Senate of the 30th December last, showing the amount of lands sold prior to and since the opening of the several land offices, the sums due, and the monies actually received therefor, up to the close of the last quarter. And the report was read.

Mr. Bradley presented the petition of Reuben

Attwater, praying compensation for extra services rendered as secretary of the Michigan territory, and remuneration for losses sustained from depredations of the enemy, on his private property, after the surrender of Detroit, in consequence of his having acted as governor; and the petition was read.

On motion, by Mr. Bradley,

Resolved, That it be referred to a select committee, to consider and report thereon by bill or otherwise.

Ordered, That Mr. Bibb, Mr. Worthington, and Mr. Franklin, be the committee.

The bill, entitled "An act authorising the President of the United States to establish post routes in certain cases," was read the second time.

On motion, by Mr. Worthington,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Worthington, Mr Franklin, and Mr. Gaillard, be the committee.

The bill, entitled "An act supplementary to the act, entitled 'An act for the more perfect organization of the army of the United States," was read the second time.

On motion, by Mr. Campbell, of Tennessee,

Ordered, That it be referred to the committee appointed the 9th of November last, on so much of the message of the President of the United States as concerns our foreign relations, to consider and report thereon.

The bill, entitled "An act providing for navy pensions, in certain cases," was read the second time.

On motion, by Mr Franklin,

Ordered, That it be referred to the committee appointed on the 9th of November last, on so much of the message of the President of the United States as relates to the naval establishment thereof, to consider and report thereon.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union, on an equal footing with the original states," together with the amendments reported thereto by the select committee; and Mr Gaillard was requested to take the chair; and after debate,

On motion, by Mr Leib,

Ordered, That the further consideration thereof be postponed until to-morrow.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

WEDNESDAY, JANUARY 6th, 1813.

The credentials of the honorable Abner Lacock, appointed a Senator by the legislature of the state of Pennsylvania, for the term of six

year, commencing on the 4th day of March next, were read.

Ordered, That they lie on file.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union, on an equal footing with the original states," together with the amendments reported thereto by the select committee; and

On motion, by Mr. Bradley,

Resolved, That the bill and amendments be recommitted to a select committee, to consist of five members, to consider and report thereon by bill, bills, or otherwise.

Ordered, That Mr. Bradley, Mr. Anderson, Mr Lloyd, Mr. Gregg, and Mr. German, be the committee.

The following motion was submitted by Mr. Smith, of Maryland, for consideration.

Resolved, That the Secretary of War be directed to lay before the Senate, a return of the commissioned, non commissioned officers, musicians, and privates, who have enrolled themselves under the act, entitled "An act authorising the President of the United States to accept and organize certain volunteer military corps," and the act supplementary thereto, specifying the states wherein such volunteers may have enrolled: and also a return of the non commissioned officers, musicians, and privates, who have enlisted

under the act, entitled "An act in addition to the act, entitled 'An act to raise an additional military force," passed January 11th, 1812.

On motion,

The Senate adjourned to 11 o'clock to morrow morning, to which time the several orders of the day were postponed.

THURSDAY, JANUARY 7th, 1813.

Mr. Worthington, from the committee to whom was referred the bill, entitled "An act authorising the President of the United States to establish post routes in certain cases," reported it without amendment.

Ordered, That it pass to a third reading.

The Senate resumed the consideration of the motion made yesterday, on the subject of enrolled volunteers, and agreed thereto.

The Senate resumed, as in committee of the whole, the bill giving further time for registering claims to lands in the eastern district of the territory of Orleans, now state of Louisiana; and

On motion, by Mr. Posey,

Ordered, That the further consideration thereof be postponed until Monday next.

Mr. Varnum, from the committee appointed 9th November, to consider the subject, reported in part a bill supplementary to an act, entitled "An act to provide for calling forth the militia, to execute the laws of the Union, suppress insurrections, and repel invasions, and to repeal the

act now in force for those purposes;" and the bill was read.

Ordered, That it pass to the second reading.

Mr Posey, from the committee to whom was referred, on the 10th of December, the petition of the widow and heirs of Leonard Marbury deceased, reported that it lie on the table And the report was agreed to.

Mr. Cutts communicated instructions from the legislature of the state of New Hampshire, on increasing the pay of the militia when called into the service of the United States; which were read.

Mr. Campbell, of Tennessee, from the committee to whom was referred the bill, entitled "An act supplementary to the act, entitled 'An act for the more perfect organization of the army of the United States," reported it with an amendment.

On motion, by Mr. Gregg,

Resolved, That the Secretary for the Department of Navy be directed to lay before the Senate, any correspondence that may have taken place between him and Captain Chauncy, and Lieutenant Elliott, relative to the capture and subsequent disposition of the British armed brigs Detroit and Caledonia, on the 8th of October, 1812.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

FRIDAY, JANUARY 8th, 1813.

The bill supplementary to an act, entitled "An act to provide for calling forth the militia, to execute the laws of the Union, suppress insurrections, and repel invasions, and to repeal the act now in force for those purposes," was read the second time.

A message from the President of the United States, by Mr. Coles, his Secretary:

Mr. President—The President of the United States, on the 5th instant, approved and signed, "An act approving the report of the commissioners appointed by the Secretary at War, to ascertain and settle the exterior line of the public land at West Point, in the state of New York."

Ordered, That the Secretary notify the House of Representatives accordingly

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act supplementary to the act, entitled 'An act for the more perfect organization of the army of the United States," together with the amendments reported thereto by the select committee; and Mr. Gaillard was requested to take the chair; and having agreed to an amendment, the President resumed the chair; and

On motion, by Mr. Smith, of Maryland,

Ordered, That the further consideration thereof be postponed to, and be made the order of the day for Monday next.

The bill, entitled "An act authorising the

President of the United States to establish post routes in certain cases," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr Magruder, their clerk:

Mr President—The House of Representatives have passed a bill, entitled " An act for the relief of John Binnion," in which they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

Ordered, That it pass to the second reading.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, January 11th, 1813.

The honorable James A Bayard, from the state of Delaware, arrived on the 9th instant, and attended this day.

Mr. Bradley from the committee to whom was recommitted the bill from the House of Representatives, entitled " An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union, on an equal footing with the original states," together with the amendments thereto, reported, in part, a bill to carry into effect the report made to Congress, in

February, 1803, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners, appointed in pursuance of the act, entitled, " An act, for the amicable settlement of limits with the state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act, supplemental to the last mentioned act;" and the bill was read.

Ordered, That it pass to the second reading.

Mr. Smith, of Maryland, from the committee to whom was referred the bill, entitled, " An act providing navy pensions, in certain cases," reported it amended.

The President communicated a report of the Secretary for the department of State, made in conformity with their resolution, of the 30th December, on the number of persons born in foreign countries, who have been legally naturalized in the United States, and registered annually as American seamen; and the report was read.

The President also communicated a report of the Secretary for the Department of Treasury, made in conformity with the 6th section of the act passed on the 1st of May, 1810, entitled " An act fixing the compensation of public ministers and consuls, residing on the coast of Barbary, and for other purposes;" and the report was read.

The bill, entitled " An act for the relief of John Binnion," was read the second time.

On motion, by Mr. Franklin,

Ordered, That it be referred to the committee appointed the 2d December, on the subject of public lands, to consider and report thereon.

Mr. German presented the petition of William Nexsen, junior, of the city of New York, an insolvent debtor, imprisoned at the suit of the United States, praying to be discharged; and the petition was read.

On motion, by Mr. German,

Resolved, That it be referred to a select committee to consider and report thereon, by bill or otherwise.

Ordered, That Mr. German, Mr. Gregg, and Mr. Goodrich, be the committee.

Mr Smith, of Maryland, presented the memorial of John Worthington, and others, representing Oliver Evans as acting oppressively under his patent, for making and vending to be used his invention and improvement in the art of manufacturing flour and meal, and stating testimony in support of the facts alleged, and praying Congress again to take the subject into consideration, and grant relief. And the memorial and testimony were read.

On motion,

Ordered, That the testimony be printed for the use of the Senate.

On motion, by Mr. Smith, of Maryland,

Resolved, That the memorial be referred to a select committee, to consist of five members, to consider and report thereon, by bill or otherwise.

Ordered, That Mr. Bayard, Mr. Smith, of

Maryland, Mr. Taylor, Mr. Gregg, and Mr. Campbell, of Ohio, be the committee.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate and House of Representatives of the United States.

I TRANSMIT to Congress an account of the contingent expenses of the government, for the year one thousand eight hundred and twelve.

JAMES MADISON.

January 11*th*, 1813.

The message and account therein referred to were read.

The following written message was also received from the President of the United States, by Mr Coles, his Secretary:

To the Senate of the United States.

I TRANSMIT to the Senate a report of the Secretary of War, complying with their resolution of the 24th December last.

JAMES MADISON.

January 11*th*, 1813

The message and report therein referred to were read.

The Senate resumed, as in committee of the whole, the consideration of the bill giving further time for registering claims to lands in the eastern district of the territory of Orleans, now state of Louisiana.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act supplementary to the act, entitled 'An act for the more perfect organization of the army of the United States;" and Mr. Gaillard was requested to take the chair;

On motion, by Mr. Smith, of Maryland, to strike out the 1st and 2d sections of the bill, which provides one additional major to each regiment, and one additional *third* lieutenant to each company or troop,

It was determined in the negative, yeas 15, nays 18.

On motion, by Mr Gilman,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Lambert,
Bradley,	Leib,
Campbell, *of Ohio*,	Lloyd,
German,	Pope,
Gilman,	Reed,
Goodrich,	Smith, *of Maryland*,
Gregg,	Varnum.
Horsey,	

Those who voted in the negative, are

Messrs. Anderson,	Messrs. Dana,
Bibb,	Franklin,
Campbell, *of Tenn.*	Gaillard,
Crawford,	Howell,
Cutts,	Hunter,

Messrs. Magruder,	Messrs. Tait,
Posey,	Taylor,
Robinson,	Turner,
Smith, *of New York*,	Worthington.

The bill having been gone through, the President resumed the chair; and Mr. Gaillard reported it amended.

On motion,

The Senate adjourned to 11 o'clock to morrow morning, to which time the several orders of the day were postponed.

TUESDAY, January 12th, 1813.

Mr. Gregg presented the petition of Washington Lee, now a captain in the army, stating that he was appointed on the 19th February, 1810, by the commanding general of the southern department of the army, a judge advocate; the duties of which office he discharged for the space of two years, and for which services he has received no compensation, owing to the said appointment not having been at that time provided for by law, and praying relief; and the petition was read.

On motion, by Mr. Gregg,

Resolved, That it be referred to a select committee to consider and report thereon, by bill or otherwise.

Ordered, That Mr. Gregg, Mr. Posey, and Mr. Smith, of New York, be the committee.

Mr. Bradley, presented the petition of Henry Debrow, and James Chittenden, and Co., citizens

of the Michigan territory, with an account of property which they state to have been taken and destroyed by the enemy, on the 9th of July 1812; and praying relief. And the petition was read.

The President communicated a letter, signed William Duane, on the subject of military tactics; and the letter was read.

The bill, giving further time for registering claims to lands in the eastern district of the territory of Orleans, now state of Louisiana, was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be "An act giving further time for registering claims to lands in the eastern district of the territory of Orleans, now state of Louisiana."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Campbell, of Ohio, reported from the committee that they had examined and found duly enrolled, a bill, entitled "An act authorising the President of the United States to establish post routes in certain cases."

The bill to carry into effect the report made to Congress, in February, 1803, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners, appointed in pursuance of the act, entitled "An act for an amicable settlement of limits with the

state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act supplemental to the last mentioned act," was read the second time.

The Senate resumed the consideration of the bill, entitled "An act supplementary to the act entitled 'An act for the more perfect organization of the army of the United States."

On motion,

It was agreed to strike out (sec. 4, line 4,) the words "in lieu of the bounty in money heretofore allowed."

On motion, by Mr. Lloyd,

To strike out (sec. 4. lines 7, 8, 9, and 10,) the words "a bounty of forty dollars, but the payment of twenty dollars of the said bounty, shall be deferred until he shall be mustered and have joined some military corps of the United States for service;"

It was determined in the affirmative, yeas 17, nays 15.

On motion, by Mr. Robinson,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Gregg,
Bradley,	Horsey,
Campbell, *of Ohio*.	Hunter,
Crawford,	Lambert,
Gilman,	Leib,
Goodrich,	Lloyd,

Messrs. Pope, Messrs. Taylor,
Smith, *of New York*, Turner.
Tait,

Those who voted in the negative, are

Messrs. Anderson, Messrs. Howell,
Bibb, Magruder,
Campbell, *of Ten.* Posey,
Cutts, Reed,
Dana, Robinson,
Franklin, Smith, *of Maryland*,
Gaillard, Varnum.
German,

On motion, by Mr. Lloyd,

To insert, in lieu of the words last stricken out, the following words, "an advance of twenty four dollars, on account of his pay, in addition to the existing bounty; one half of such advance to be paid at the enlistment of the recruit, and the other half when he shall be mustered and have joined some military corps of the United States for service;"

It was determined in the affirmative, yeas 22, nays 11.

On motion, by Mr. Varnum,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are,

Messrs. Bayard, Messrs. Gilman,
Bibb, Goodrich,
Bradley, Gregg,
Campbell, *of Ohio*, Horsey,
Campbell, *of Ten.* Hunter,
Crawford, Lambert,
Cutts, Leib,

Messrs. Lloyd,
Pope,
Reed,
Smith, *of New York*,
Messrs. Tait,
Taylor,
Turner,
Worthington.

Those who voted in the negative, are

Messrs. Anderson,
Dana,
Franklin,
Gaillard,
German,
Howell,
Messrs. Magruder,
Posey,
Robinson,
Smith, *of Maryland*,
Varnum.

On motion, by Mr Varnum,

To strike out the first and second sections of the bill;

A division of the question was called for by Mr. Leib, and the question was taken on striking out the first section, which provides one additional major to each regiment; and determined in the negative, yeas 15, nays 16.

On motion, by Mr Varnum,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,
Bradley,
Campbell, *of Ohio*,
German,
Gilman,
Goodrich,
Gregg,
Horsey,
Messrs. Lambert,
Leib,
Lloyd,
Pope,
Reed,
Smith, *of Maryland*,
Varnum.

Those who voted in the negative, are

Messrs. Anderson,	Messrs. Hunter,
Bibb,	Magruder,
Campbell, *of Ten.*	Posey,
Crawford,	Robinson,
Cutts,	Smith *of New York*,
Franklin,	Tait,
Gaillard,	Taylor,
Howell,	Turner,

On the question, to strike out the second section, which provides one additional third lieutenant to each company or troop;

It was determined in the negative, yeas 15, nays 17.

On motion, by Mr. Varnum,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Lambert,
Bradley,	Leib,
Campbell, *of Ohio*,	Lloyd,
German,	Pope,
Gilman,	Reed,
Goodrich,	Smith *of Maryland*,
Gregg,	Varnum.
Horsey,	

Those who voted in the negative, are

Messrs. Anderson,	Messrs. Magruder,
Bibb,	Posey,
Campbell, *of Ten.*	Robinson,
Crawford,	Smith, *of New York*,
Cutts,	Tait,
Franklin,	Taylor,
Gaillard,	Turner,
Howell,	Worthington.
Hunter,	

On motion, by Mr. Leib,

It was agreed to strike out the words "five dollars," being the allowance to the officers on recruiting service, and that it should stand blank: section 5, line 4 And after debate,

On motion, by Mr. Robinson,

It was agreed to fill the blank with the words "four dollars."

And the reported amendments having been agreed to,

On the question, "Shall this bill be read a third time, as amended?"

It was determined in the affirmative, yeas 23, nays 8.

On motion, by Mr. Varnum,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,
Bayard,
Bibb,
Campbell, *of Ohio*,
Campbell, *of Ten.*
Crawford,
Cutts,
Franklin,
Gaillard,
German,
Gregg,
Howell,
Leib,
Magruder,
Posey,
Reed,
Robinson,
Smith, *of Maryland*,
Smith, *of New York*,
Tait,
Taylor,
Turner,
Worthington.

Those who voted in the negative, are

Messrs. Gilman,
Goodrich,
Horsey,
Hunter,

Messrs. Lambert, Messrs. Pope,
Lloyd, Varnum.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

WEDNESDAY, January 13th, 1813.

The President communicated the report of the Secretary, acting for the Department of War, made in obedience to the first section of the act, entitled, "An act further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments," passed the 3d day of March, 1809; and the report was read.

Mr. Magruder, from the committee appointed to consider the subject of public lands, reported a bill for the relief of Lewis Chacherie; and the bill was read.

Ordered, That it pass to the second reading.

The amendments to the bill, entitled "An act supplementary to the act entitled 'An act for the more perfect organization of the army of the United States, were reported by the committee correctly engrossed; and the bill was read a third time as amended.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate resumed, as in committee of the whole, the consideration of the bill supplementary to an act, entitled "An act to provide for calling forth the militia, to execute the laws of the Union, suppress insurrections, and repel invasions, and to repeal the act now in force for those purposes;" and Mr Bradley was requested to take the chair; and

The bill having been amended, the President resumed the chair; and

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative.

A message from the House of Representatives, by Mr Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives, having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President. And he withdrew.

The President signed the enrolled bill last reported to have been examined, and it was delivered to the committee, to be laid before the President of the United States.

The Senate resumed, as in committee of the whole, the bill, entitled "An act providing for navy pensions in certain cases," together with the amendments reported thereto, by the select committee; and having agreed to the amendments;

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

The Senate resumed, as in committee of the

whole, the consideration of the bill to carry into effect the report made to Congress in February, 1803, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners appointed in pursuance of the act, entitled, " An act for an amicable settlement of limits with the state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act, supplemental to the last mentioned act."

Mr. Anderson was requested to take the chair; and the bill was amended, and the President resumed the chair;

On motion, by Mr. Bibb,

Ordered That the further consideration of the bill be postponed until to-morrow.

The following written message was received from the President of the United States, by Mr. Coles, his secretary:

To the Senate of the United States.

I TRANSMIT to the Senate, copies of the correspondence called for by their resolution of the 7th instant.

JAMES MADISON.

January 13th, 1813.

The message and papers therein referred to were read.

On motion, by Mr. Gregg,

Ordered, That they be referred to the com-

mittee, appointed the 9th November, on so much of the message of the President of the United States as relates to the naval establishment, to consider and report thereon.

The following written message was also received from the President of the United States, by Mr. Coles, his secretary:

To the Senate and House of Representatives of the United States.

AT the request of the General Assembly of Maryland, communicated by the Governor of that state, I lay before Congress copies of their act, passed on the 2d instant.

JAMES MADISON.

January 13th, 1813.

The message and act therein referred to were read.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

THURSDAY, JANUARY 14th, 1813.

Mr. Campbell, of Ohio, reported from the committee, that they this day laid before the President of the United States the enrolled bill, entitled "An act authorising the President of the United States to establish post routes in certain cases."

The amendments to the bill, entitled "An act providing for navy pensions in certain cases,"

were reported by the committee correctly engrossed; and the bill was read a third time, as amended:

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The bill supplementary to the act, entitled "An act to provide for calling forth the militia, to execute the laws of the Union, suppress insurrections, and repel invasions; and to repeal the act now in force for those purposes," was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be "An act supplementary to an act, entitled 'An act to provide for calling forth the militia, to execute the laws of the Union, suppress insurrections, and to repel invasions; and to repeal the act now in force for those purposes.'"

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Leib, presented the memorial of the managers of the Bible Society of Philadelphia, stating that, to enable them to promote the object of the institution, the gratuitous distribution of the sacred Scriptures, they had ordered, in the year 1809, a set of stereotype plates from England, and praying that these plates may be exonerated from the additional duties since imposed on British manufactures, and the memorial was read.

On motion, by Mr. Leib,

Resolved, That it be referred to a select committee, to consider and report thereon, by bill or otherwise.

Ordered, That Mr. Leib, Mr. Robinson, and Mr. Gregg, be the committee.

The bill for the relief of Louis Chacherie, was read the second time.

On motion, by Mr. Magruder,

Ordered, That it be recommitted to the committee appointed the 2d of December, on the subject of public lands, further to consider and report thereon.

The Senate resumed, as in committee of the whole, the consideration of the bill to carry into effect the report made to Congress in February 1803, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners, appointed in pursuance of the act, entitled "An act for an amicable settlement of limits with the state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act supplemental to the last mentioned act;" and Mr. Anderson was requested to take the chair; and after debate, the President resumed the chair; and Mr. Anderson reported the bill amended.

On motion, by Mr. Franklin,

It was agreed to take the question, "Shall this bill be engrossed, and read a third time as amended?" by yeas and nays.

On motion, by Mr Bibb,

Ordered, That the further consideration of the bill be postponed until to-morrow.

After the consideration of confidential business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

FRIDAY, JANUARY 15th, 1813.

On motion, by Mr. Leib,

Resolved, That the letter, signed William Duane, communicated the 12th instant, on the subject of military tactics, be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Leib, Mr. Smith, of Maryland, and Mr. Anderson, be the committee.

On motion, by Mr. Bayard,

Resolved, That the message of the President of the United States of the 13th instant, with the act of the General Assembly, of the state of Maryland, therein communicated, be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Bayard, Mr. Gregg, and Mr. Bibb, be the committee.

Mr. Smith, of Maryland, presented the memorial of the minority of the House of Representatives of the General Assembly of the Mississippi territory, on their application for admission into the Union, on a footing with the original states, and praying Congress to defer the passing any law for that purpose, until their population shall amount to sixty thousand free persons; as is

stated at large in the memorial, which was read.

On motion, by Mr. Smith, of Maryland,

Ordered, That it be referred to the committee to whom was recommitted, on the 6th instant, the bill from the House of Representatives, entitled "An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union, on an equal footing with the original states," to consider and report thereon.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes," in which bill they request the concurrence of the Senate.

They concur in the amendments of the Senate, to the bill, entitled "An act providing navy pensions in certain cases;" and they do not concur in the amendments of the Senate to the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods, and ask a conference on the subject, and have appointed managers on their part. And he withdrew.

The bill last brought up for concurrence was read

On motion, by Mr. Campbell, of Tennessee, that it now be read a second time;

It was objected to, as against the rule.

Ordered, That it pass to the second reading.

The Senate resumed the consideration of the bill to carry into effect, the report made to Congress in February, 1805, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners, appointed in pursuance of the act, entitled "An act for an amicable settlement of limits with the state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act, supplemental to thel ast mentioned act"

On motion, by Mr. Goodrich,

Ordered, That the further consideration thereof be postponed until Monday next.

Mr. Leib, from the committee appointed to consider the subject, reported a bill for the relief of the Bible Society of Philadelphia; and the bill was read.

Ordered, That it pass to the second reading.

The Senate proceeded to consider the amendments disagreed to by the House of Representatives to the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods;" and

On motion, by Mr. Smith, of Maryland,

Resolved, That they insist on their amendments, and agree to the conference asked by the House of Representatives thereon.

Ordered, That Mr. Smith, of Maryland, Mr. Anderson, and Mr. Taylor, be the managers on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Horsey submitted the following motion for consideration:

Resolved, That the President of the United States be requested to cause to be laid before the Senate the French decree, purporting to be a definitive repeal of the Berlin and Milan decrees, referred to in his message of the 4th November last; and also any correspondence or information, touching the relations of the United States with France, in the office of the Department of State, not heretofore communicated, which, in the opinion of the President, is not incompatible with the public interest to communicate.

After the consideration of executive and confidential business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

SATURDAY, JANUARY 16th, 1813.

The bill, entitled "An act in addition to the act, entitled "An act to raise an additional military force, and for other purposes," was read the second time.

On motion, by Mr. Franklin,

Ordered, That it be referred to the committee appointed the 9th of November, on so much of the message of the President of the United States as concerns our foreign relations, the military establishment, and volunteers.

The bill, for the relief of the Bible Society of Philadelphia, was read the second time.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives concur in the amendments of the Senate to the bill, entitled "An act supplementary to the act, entitled 'An act for the more perfect organization of the army of the United States" They have passed a bill, entitled "An act making certain partial appropriations for the year 1813;" in which bill they request the concurrence of the Senate. And he withdrew.

On motion, by Mr. Smith, of Maryland,

The bill last mentioned was twice read, by unanimous consent.

Ordered, That it pass to a third reading.

The President communicated the report of the Postmaster General, relative to public contracts; also on the salaries allowed to the clerks of that department, during the year 1812; and the reports were severally read.

After the consideration of the confidential business, the Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, JANUARY 18th, 1813.

Mr. Magruder, from the committee to whom

was referred the bill, entitled "An act for the relief of John Binnion," reported it without amendment.

Ordered, That it pass to a third reading.

The Senate resumed the consideration of the bill to carry into effect the report made to Congress in February, 1803, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners, appointed in pursuance of the act, entitled "An act for an amicable settlement of limits with the state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act supplemental to the last mentioned act." And the bill was further amended.

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative, yeas 16, nays 11.

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Hunter,
Bibb,	Lambert,
Bradley,	Pope,
Brent,	Posey,
Cutts,	Robinson,
Goodrich,	Smith, *of New York*,
Horsey,	Taylor,
Howell,	Varnum.

Those who voted in the negative, are

Messrs. Anderson,	Messrs. Magruder,
Campbell, *of Ohio*,	Reed,
Crawford,	Tait,
Franklin,	Turner,
Gaillard,	Worthington.
Leib,	

Mr. Campbell, of Tennessee, from the committee to whom was referred the bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes," reported it without amendment.

The bill, for the relief of the Bible Society of Philadelphia, was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be "An act for the relief of the Bible Society of Philadelphia"

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill, entitled "An act making certain partial appropriations for the year one thousand eight hundred and thirteen," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly

The Senate resumed the consideration of the motion made the 15th instant, which was amended and agreed to, as follows:

Resolved, That the President of the United States be requested to cause to be laid before the

Senate the French decree, purporting to be a definitive repeal of the Berlin and Milan decrees, referred to in his message of the 4th November last, together with such information as he may possess, concerning the time and manner of promulgating the same; and also any correspondence or information touching the relations of the United States with France, in the office of the Department of State, not heretofore communicated, which in the opinion of the President of the United States is not incompatible with the public interest to communicate.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act for the relief of Jared Shattuck," in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

Ordered, That it pass to the second reading.

After the consideration of confidential and executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

TUESDAY, JANUARY 19th, 1813.

The President communicated a letter from the Governor of the state of Ohio, enclosing the declaration and resolves of the General Assembly of that state, approbatory of the measures of the administration in regard to the war with England,

and pledging themselves and their constituents, to aid in its prosecution.

The bill, entitled "An act for the relief of Jared Shattuck," was read the second time.

On motion,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Bradley, Mr. Tait, and Mr. Varnum, be the committee.

Mr Lloyd submitted the following motion for consideration:

Resolved, That the President of the United States be requested to cause to be laid before the Senate, an account of the sale or disposition of three millions one hundred and eighty thousand dollars of Treasury notes, subscribed for by various banks, as stated in the annual report of the Secretary of the Treasury, with the time and terms of sale to such banks respectively; and the state of their several accounts with the Treasury Department, from the time of such sale or subscription, to the first day of the present month of January.

The bill, entitled "An act for the relief of John Binnion;" was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act confirming

certain claims to lands in the district of Vincennes;" in which they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

Ordered, That it pass to the second reading.

The President communicated a letter from the Commissioner of the General Land Office, transmitting the report of the commissioners appointed conformably to "An act to ascertain the western boundary of the district reserved for satisfying the military bounties allowed to the officers and soldiers of the Virginia line, on continental establishment;" and the letter and report were read

The bill to carry into effect the report made to Congress, in February, one thousand eight hundred and three, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners, appointed in pursuance of the act, entitled "An act for an amicable settlement of limits with the state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act supplemental to the last mentioned act," was reported by the committee correctly engrossed, and read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, yeas 16, nays 9.

On motion, by Mr. Taylor,

The yeas and nays having been required by

one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Lambert,
Bradley,	Pope,
Dana,	Posey,
German,	Robinson,
Goodrich,	Smith, *of Maryland*,
Horsey,	Smith, *of New York*,
Howell,	Taylor,
Hunter,	Varnum.

Those who voted in the negative, are

Messrs. Campbell, *of Ten.*	Messrs. Reed,
Crawford,	Tait,
Franklin,	Turner,
Leib,	Worthington.
Magruder,	

So it was resolved, that this bill pass, and that the title thereof be "An act to carry into effect the report made to Congress, in February, 1803, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners, appointed in pursuance of the act, entitled 'An act for an amicable settlement of limits with the state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act supplemental to the last mentioned act."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Campbell, of Ohio, reported from the

stated at large in the memorial, which was read.

On motion, by Mr. Smith, of Maryland,

Ordered, That it be referred to the committee to whom was recommitted, on the 6th instant, the bill from the House of Representatives, entitled "An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union, on an equal footing with the original states," to consider and report thereon.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes," in which bill they request the concurrence of the Senate.

They concur in the amendments of the Senate, to the bill, entitled "An act providing navy pensions in certain cases;" and they do not concur in the amendments of the Senate to the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods, and ask a conference on the subject, and have appointed managers on their part. And he withdrew.

The bill last brought up for concurrence was read

On motion, by Mr. Campbell, of Tennessee, that it now be read a second time;

It was objected to, as against the rule.

Ordered, That it pass to the second reading.

The Senate resumed the consideration of the bill to carry into effect, the report made to Congress in February, 1803, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners, appointed in pursuance of the act, entitled "An act for an amicable settlement of limits with the state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act, supplemental to thel ast mentioned act"

On motion, by Mr. Goodrich,

Ordered, That the further consideration thereof be postponed until Monday next.

Mr. Leib, from the committee appointed to consider the subject, reported a bill for the relief of the Bible Society of Philadelphia; and the bill was read.

Ordered, That it pass to the second reading.

The Senate proceeded to consider the amendments disagreed to by the House of Representatives to the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods;" and

On motion, by Mr. Smith, of Maryland,

Resolved, That they insist on their amendments, and agree to the conference asked by the House of Representatives thereon.

Ordered, That Mr. Smith, of Maryland, Mr. Anderson, and Mr. Taylor, be the managers on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Horsey submitted the following motion for consideration:

Resolved, That the President of the United States be requested to cause to be laid before the Senate the French decree, purporting to be a definitive repeal of the Berlin and Milan decrees, referred to in his message of the 4th November last; and also any correspondence or information, touching the relations of the United States with France, in the office of the Department of State, not heretofore communicated, which, in the opinion of the President, is not incompatible with the public interest to communicate.

After the consideration of executive and confidential business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

SATURDAY, JANUARY 16th, 1813.

The bill, entitled "An act in addition to the act, entitled "An act to raise an additional military force, and for other purposes," was read the second time.

On motion, by Mr. Franklin,

Ordered, That it be referred to the committee appointed the 9th of November, on so much of the message of the President of the United States as concerns our foreign relations, the military establishment, and volunteers.

The bill, for the relief of the Bible Society of Philadelphia, was read the second time.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives concur in the amendments of the Senate to the bill, entitled "An act supplementary to the act, entitled 'An act for the more perfect organization of the army of the United States" They have passed a bill, entitled "An act making certain partial appropriations for the year 1813;" in which bill they request the concurrence of the Senate. And he withdrew.

On motion, by Mr. Smith, of Maryland,

The bill last mentioned was twice read, by unanimous consent.

Ordered, That it pass to a third reading.

The President communicated the report of the Postmaster General, relative to public contracts; also on the salaries allowed to the clerks of that department, during the year 1812; and the reports were severally read.

After the consideration of the confidential business, the Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, JANUARY 18th, 1813.

Mr. Magruder, from the committee to whom

was referred the bill, entitled "An act for the relief of John Binnion," reported it without amendment.

Ordered, That it pass to a third reading.

The Senate resumed the consideration of the bill to carry into effect the report made to Congress in February, 1803, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners, appointed in pursuance of the act, entitled "An act for an amicable settlement of limits with the state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act supplemental to the last mentioned act." And the bill was further amended.

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative, yeas 16, nays 11.

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Hunter,
Bibb,	Lambert,
Bradley,	Pope,
Brent,	Posey,
Cutts,	Robinson,
Goodrich,	Smith, *of New York*,
Horsey,	Taylor,
Howell,	Varnum.

Those who voted in the negative, are

Messrs. Anderson,	Messrs. Magruder,
Campbell, *of Ohio*,	Reed,
Crawford,	Tait,
Franklin,	Turner,
Gaillard,	Worthington.
Leib,	

Mr. Campbell, of Tennessee, from the committee to whom was referred the bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes," reported it without amendment.

The bill, for the relief of the Bible Society of Philadelphia, was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be "An act for the relief of the Bible Society of Philadelphia"

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill, entitled "An act making certain partial appropriations for the year one thousand eight hundred and thirteen," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly

The Senate resumed the consideration of the motion made the 15th instant, which was amended and agreed to, as follows:

Resolved, That the President of the United States be requested to cause to be laid before the

Senate the French decree, purporting to be a definitive repeal of the Berlin and Milan decrees, referred to in his message of the 4th November last, together with such information as he may possess, concerning the time and manner of promulgating the same; and also any correspondence or information touching the relations of the United States with France, in the office of the Department of State, not heretofore communicated, which in the opinion of the President of the United States is not incompatible with the public interest to communicate.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act for the relief of Jared Shattuck," in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

Ordered, That it pass to the second reading.

After the consideration of confidential and executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

TUESDAY, JANUARY 19th, 1813.

The President communicated a letter from the Governor of the state of Ohio, enclosing the declaration and resolves of the General Assembly of that state, approbatory of the measures of the administration in regard to the war with England,

and pledging themselves and their constituents, to aid in its prosecution.

The bill, entitled "An act for the relief of Jared Shattuck," was read the second time.

On motion,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Bradley, Mr. Tait, and Mr. Varnum, be the committee.

Mr Lloyd submitted the following motion for consideration:

Resolved, That the President of the United States be requested to cause to be laid before the Senate, an account of the sale or disposition of three millions one hundred and eighty thousand dollars of Treasury notes, subscribed for by various banks, as stated in the annual report of the Secretary of the Treasury, with the time and terms of sale to such banks respectively; and the state of their several accounts with the Treasury Department, from the time of such sale or subscription, to the first day of the present month of January.

The bill, entitled "An act for the relief of John Binnion;" was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act confirming

certain claims to lands in the district of Vincennes;" in which they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

Ordered, That it pass to the second reading.

The President communicated a letter from the Commissioner of the General Land Office, transmitting the report of the commissioners appointed conformably to "An act to ascertain the western boundary of the district reserved for satisfying the military bounties allowed to the officers and soldiers of the Virginia line, on continental establishment;" and the letter and report were read

The bill to carry into effect the report made to Congress, in February, one thousand eight hundred and three, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners, appointed in pursuance of the act, entitled "An act for an amicable settlement of limits with the state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act supplemental to the last mentioned act," was reported by the committee correctly engrossed, and read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, yeas 16, nays 9.

On motion, by Mr. Taylor,

The yeas and nays having been required by

one fifth of the Senators present, those who voted in the affirmative, are

Messrs.	Bayard,	Messrs.	Lambert,
	Bradley,		Pope,
	Dana,		Posey,
	German,		Robinson,
	Goodrich,		Smith, *of Maryland*,
	Horsey,		Smith, *of New York*,
	Howell,		Taylor,
	Hunter,		Varnum.

Those who voted in the negative, are

Messrs.	Campbell, *of Ten.*	Messrs.	Reed,
	Crawford,		Tait,
	Franklin,		Turner,
	Leib,		Worthington.
	Magruder,		

So it was resolved, that this bill pass, and that the title thereof be "An act to carry into effect the report made to Congress, in February, 1803, by James Madison, then Secretary of State, Albert Gallatin, Secretary of the Treasury, and Levi Lincoln, Attorney General of the United States, commissioners, appointed in pursuance of the act, entitled 'An act for an amicable settlement of limits with the state of Georgia, and authorising the establishment of a government in the Mississippi territory, in obedience to the provisions of the act supplemental to the last mentioned act."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Campbell, of Ohio, reported from the

committee, that they had examined and found duly enrolled the bill, entitled "An act supplementary to the act, entitled 'An act for the more perfect organization of the army of the United States;" the bill, entitled "An act providing for navy pensions in certain cases;" also the bill, entitled "An act making certain partial appropriations for the year 1813"

On motion, by Mr. Smith, of Maryland,

Ordered, That the further consideration of the bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force,' and for other purposes," be postponed to, and made the order of the day for, to-morrow.

After the consideration of executive and confidential business, the Senate adjourned to 11 o'clock to morrow morning, to which time the several orders of the day were postponed.

WEDNESDAY, JANUARY 20th, 1813.

The bill, entitled "An act confirming certain claims to lands in the district of Vincennes," was read the second time.

On motion, by Mr. Magruder,

Ordered, That it be referred to the committee appointed the 2d of December, on the subject of public lands, to consider and report thereon.

Mr. Turner, in pursuance of instructions from the legislature of the state of North Carolina, submitted the following motion, for consideration; which was read, and

Ordered, That it pass to the second reading:

"*Resolved, by the Senate and House of Representatives of the United States of America in Congress assembled, two thirds of both Houses concurring therein*, That the following amendment to the Constitution of the United States be proposed to the legislatures of the several states, which, when ratified by the legislatures of three-fourths of the said states, shall be valid, to all intents and purposes, as a part of the said constitution:

"That for the purpose of choosing representatives in the Congress of the United States, each state shall, by its legislature, be divided into a number of districts, equal to the number of representatives to which such state may be entitled.

"Those districts shall be formed of contiguous territory, and contain, as nearly as may be, an equal number of inhabitants, entitled by the constitution to be represented: in each district the qualified voters shall elect one representative, and no more.

"That for the purpose of appointing electors of President and Vice President of the United States, each state shall by its legislature be divided into a number of districts, equal to the number of electors to which such state may be entitled: those districts shall be composed of contiguous territory, and contain, as nearly as may be, an equal number of inhabitants, entitled by the constitution to representation. In each district the persons qualified to vote for representatives shall

appoint one elector, and no more. The electors when convened shall have power, in case one or more of those appointed as above prescribed shall fail to attend for the purposes of their said appointment on the day prescribed for giving their votes for President and Vice President of the United States, to appoint another or others to act in the place of him or them so failing to attend.

"Neither the districts for choosing representatives, nor those for appointing electors, shall be altered in any state, until a census and apportionment of representatives under it, made subsequent to the division of the state into districts, shall change the number of representatives and of electors to which such state may be entitled. The division of the states into districts hereby provided for, shall take place immediately after this amendment shall be adopted and ratified as a part of the constitution of the United States, and successively afterwards whenever by a census and apportionment of representatives and of electors to which any state may be entitled, shall be changed; the division of such state into districts, for the purposes both of choosing representatives and of appointing electors, shall be altered agreeably to the provisions of this amendment, and on no other occasion."

On motion, by Mr. Worthington,

Resolved, That the letter from the Commissioner of the General Land Office, communicated yesterday, together with the report of the

commissioners, appointed conformably to "An act to ascertain the western boundary of the district reserved for satisfying the military bounties allowed to the officers and soldiers of the Virginia line, on continental establishment," be referred to a select committee, to consist of five members, to consider and report thereon.

Ordered, That Mr. Varnum, Mr. Howell, Mr. Anderson, Mr. Brent, and Mr. Leib, be the committee.

Mr. German presented the petition of John Redfield, junr. of the city of New York, an insolvent debtor, imprisoned at the suit of the United States, praying to be discharged; and the petition was read.

On motion, by Mr. Smith, of New York,

Ordered, That it be referred to the committee, who have under consideration the petition of William Nixen, junr. to consider and report thereon, by bill or otherwise.

The Senate resumed the consideration of the motion made yesterday, in relation to Treasury notes, subscribed for by the various banks; and agreed thereto.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed three enrolled bills, I am directed to bring them to the Senate for the signature of their President. And he withdrew.

The President signed the three enrolled bills last reported to have been examined, and they

were delivered to the committee, to be laid before the President of the United States.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes;" and Mr. Anderson was requested to take the chair; and after debate,

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

THURSDAY, JANUARY 21st, 1813.

The motion made yesterday, to amend the constitution of the United States, on the mode of electing representatives and electors, was read the second time.

On motion, by Mr. Turner,

Resolved, That it be referred to a select committee, to consist of seven members, to consider and report thereon.

Ordered, That Mr. Turner, Mr. Lloyd, Mr. Bayard, Mr. Goodrich, Mr. Giles, Mr. Pope, and Mr Tait, be the committee.

Mr. Smith, of Maryland, from the committee to whom was referred the joint resolution relative to the brilliant achievements of Captains Hull, Decatur and Jones, reported it with an amendment.

Mr. Tait gave notice, that to-morrow he should ask leave to bring in a bill to revive and continue in force "An act declaring the consent of Congress to an act of the state of Georgia, passed the 12th of December, 1804, establishing the fees of the harbor master and health officer of the ports of Savannah and St. Mary's."

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr President—The President of the United States, on the 14th instant, approved and signed "An act authorising the President of the United States to establish post routes in certain cases."

The House of Representatives have passed the bill which originated in the Senate, entitled "An act authorising the admission, under certain circumstances, of vessels owned by citizens of the United States of America, with their cargoes, from British ports beyond the Cape of Good Hope," with amendments; in which they request the concurrence of the Senate. They have passed a bill, entitled "An act giving the right of pre-emption in the purchase of lands, to certain settlers in the Illinois territory;" in which bill they also request the concurrence of the Senate. And he withdrew.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes;" and Mr. Anderson was requested to take the chair.

On motion, by Mr. Leib,

To strike out, section 1, lines 6 and 7, the words "one year," for the purpose of inserting a longer time: a division was called for; and on the question to strike out,

It was determined in the affirmative, yeas 19, nays 16.

On motion by Mr. Leib,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Horsey,
Bradley,	Howell,
Campbell, *of Ohio*,	Hunter,
Dana,	Lambert,
Gaillard,	Leib,
German,	Lloyd,
Giles,	Pope,
Gilman,	Reed,
Goodrich,	Smith, *of Maryland*.
Gregg,	

Those who voted in the negative, are

Messrs. Anderson,	Messrs. Posey,
Bibb,	Robinson,
Brent,	Smith, *of New York*,
Campbell, *of Ten*.	Tait,
Crawford,	Taylor,
Cutts,	Turner,
Franklin,	Varnum,
Magruder,	Worthington.

On motion, by Mr. Leib,

To insert in lieu of the words stricken out, the words "*during the war*,"

It was determined in the negative; yeas 15, nays, 20.

On motion, by Mr. Campbell, of Tennessee,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,
Bradley,
German,
Giles,
Gilman,
Goodrich,
Gregg,
Horsey,
Messrs. Hunter,
Lambert,
Leib,
Lloyd,
Pope,
Reed,
Smith, *of Maryland*.

Those who voted in the negative, are

Messrs. Anderson,
Bibb,
Brent,
Campbell, *of Ohio*,
Campbell, *of Ten.*
Crawford,
Cutts,
Dana,
Franklin,
Gaillard,
Messrs. Howell,
Magruder,
Posey,
Robinson,
Smith, *of New York*,
Tait,
Taylor,
Turner,
Varnum,
Worthington.

On motion,

The Senate adjourned to 11 o'clock to morrow morning, to which time the several orders of the day were postponed.

FRIDAY, JANUARY 22d, 1813.

Mr. Campbell, of Ohio, reported, from the committee, that on the 20th instant, they laid before

the President of the United States the enrolled bills reported to have been examined on the 19th instant.

Mr. Smith, of Maryland, on behalf of the managers at the conference on the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods," reported that having met the managers on the part of the House of Representatives, they could come to no agreement.

Agreeably to notice given, Mr Tait asked and obtained leave to bring in a bill to revive and continue in force, "An act declaring the consent of Congress to an act of the state of Georgia, passed the 12th of December, 1804, establishing the fees of the harbor master and health officer of the ports of Savannah and St. Mary's." And the bill was read.

Ordered, That it pass to the second reading.

The bill brought up yesterday for concurrence was read.

Ordered, That it pass to the second reading.

The amendments of the House of Representatives to the bill, entitled "An act authorising the admission, under certain circumstances, of vessels owned by citizens of the United States of America, with their cargoes, from British ports beyond the Cape of Good Hope," were read.

On motion, by Mr Lloyd,

Ordered, That the consideration thereof be postponed until to-morrow.

A message from the House of Representatives, by Mr Magruder, their clerk:

Mr. President—The House of Representatives recede from their disagreement to the amendments of the Senate, to the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods."

They have passed a bill, entitled "An act for the relief of John Dixon and John Murray," in which they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

Ordered, That it pass to the second reading.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes;" and Mr. Anderson was requested to take the chair.

On motion, by Mr. German,

To insert, in lieu of the words stricken out, the words "*five years;*"

It was determined in the negative, yeas 15, nays 20.

On motion, by Mr. German,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Goodrich,
Bradley,	Gregg,
German,	Horsey,
Giles,	Hunter,
Gilman,	Lambert;

Messrs. Leib, Lloyd, Pope, Reed, Smith, *of Maryland.*

Those who voted in the negative, are

Messrs. Anderson, Bibb, Brent, Campbell, *of Ohio*, Campbell, *of Ten.* Crawford, Cutts, Dana, Franklin, Gaillard, Howell, Magruder, Posey, Robinson, Smith, *of New York*, Tait, Taylor, Turner, Varnum, Worthington.

On motion, by Mr. Smith, of Maryland,

To fill the blank with the words "*three years;*"

It was determined in the negative, yeas 15, nays 20.

On motion, by Mr. Smith, of Maryland,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard. Bradley, German, Giles, Gilman, Goodrich, Gregg, Horsey, Hunter, Lambert, Leib, Lloyd, Pope, Reed, Smith, *of Maryland.*

Those who voted in the negative, are

Messrs. Anderson, Bibb, Brent, Campbell *of Ohio*, Campbell, *of Ten.* Crawford,

Messrs. Cutts,
Dana,
Franklin,
Gaillard,
Howell,
Magruder,
Posey,
Messrs. Robinson,
Smith, *of New York*,
Tait,
Taylor,
Turner,
Varnum,
Worthington.

On motion, by Mr. Campbell, of Ohio,

To fill the blank with the words "*eighteen months*;"

It was determined in the negative, yeas 11, nays 24.

On motion, by Mr. Campbell, of Ohio,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,
Bradley,
Campbell, *of Ohio*,
Crawford,
Gaillard,
Gilman,
Messrs. Gregg,
Horsey,
Howell,
Leib,
Pope.

Those who voted in the negative, are

Messrs. Anderson,
Bibb,
Brent,
Campbell, *of Ten.*
Cutts,
Dana,
Franklin,
German,
Giles,
Goodrich,
Hunter,
Lambert,
Messrs. Lloyd,
Magruder,
Posey,
Reed,
Robinson,
Smith, *of Maryland*,
Smith, *of New York*,
Tait,
Taylor,
Turner,
Varnum,
Worthington.

On motion, by Mr. Smith, of Maryland,

To strike out the 4th section of the bill which provides that the officers, other than field officers, shall be appointed by the President, without the advice and consent of the Senate; and

On his motion,

It was agreed to take the question by yeas and nays. And after debate,

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

SATURDAY, JANUARY 23d, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his secretary:

To the Senate and House of Representatives of the United States.

I TRANSMIT, for the information of Congress, copies of a correspondence between John Mitchell, agent for American prisoners of war, at Halifax, and the British admiral commanding at that station.

I transmit, for the like purpose, copies of a letter from Commodore Rodgers to the Secretary of the Navy.

JAMES MADISON.

January 22d, 1813.

The message and documents therein referred to were read.

Mr. Magruder, from the committee, to whom was recommitted the bill for the relief of Louis Chacherie, reported it amended.

The President communicated the memorial of a number of citizens of the Mississippi territory, praying all proceedings in Congress relative to the admission of said territory into the Union, as an independent state, may for the present be postponed, for reasons stated at large in the memorial; which was read.

On motion, by Mr. Leib,

Ordered, That it be referred to the committee to whom was recommitted, on the 6th instant, the bill, entitled " An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union, on an equal footing with the original states," to consider and report thereon.

Mr. Bibb presented the memorial of John Tayloe and others, praying a charter of incorporation to a company for the establishment of a bank in the City of Washington; and the memorial was read.

The bill to revive and continue in force " An act declaring the consent of Congress to an act of the state of Georgia, passed the 12th day of December, 1804, establishing the fees of the harbor master and health officer of the ports of Savannah and St. Marys," was read the second time.

On motion, by Mr. Tait,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr Tait, Mr. Anderson, and Mr Bradley, be the committee.

The bill, entitled 'An act giving a right of pre-emption in the purchase of lands to certain settlers in the Illinois territory," was read the second time.

On motion, by Mr. Pope,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr Pope, Mr Anderson, and Mr Bradley, be the committee.

The bill, entitled "An act for the relief of John Dixon and John Murray," was read the second time.

The Senate resumed, as in committee of the whole, the bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes;" and Mr. Anderson was requested to take the chair; and

The motion made yesterday to strike out the 4th section of the bill was withdrawn; and

After debate, the President resumed the chair, and Mr. Anderson reported the bill amended.

On motion, by Mr. Pope,

To strike out in sec 1 the following words "as in the opinion of the President may be necessary;"

It was determined in the negative, yeas 10, nays 24.

On motion, by Mr. Pope,

The yeas and nays having been required by

one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Dana,	Messrs. Leib,
German,	Lloyd,
Giles,	Pope,
Gilman,	Reed,
Lambert,	Smith, *of Maryland.*

Those who voted in the negative, are

Messrs. Anderson,	Messrs. Horsey,
Bayard,	Howell,
Bibb,	Hunter,
Bradley,	Magruder,
Brent,	Posey,
Campbell, *of Ohio,*	Robinson,
Campbell, *of Ten.*	Smith, *of New York,*
Crawford,	Tait,
Cutts,	Taylor,
Franklin,	Turner,
Gaillard,	Varnum,
Goodrich,	Worthington.

On motion, by Mr. Leib,

That the Senate concur in the amendment made in committee of the whole, to wit: to strike out of sec 1. lines 6 and 7. the words "*one year;*"

It was determined in the negative, yeas 16, nays 19.

On motion, by Mr. Franklin,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Giles,
Bradley,	Gilman,
Dana,	Goodrich,
German,	Gregg,

Messrs. Horsey,
Hunter,
Lambert,
Leib,
Messrs. Lloyd,
Pope,
Reed,
Smith, *of Maryland.*

Those who voted in the negative, are

Messrs. Anderson,
Bibb,
Brent,
Campbell, *of Ohio,*
Campbell, *of Ten.*
Crawford,
Cutts,
Franklin,
Gaillard,
Howell,
Messrs. Magruder,
Posey,
Robinson,
Smith, *of New York,*
Tait,
Taylor,
Turner,
Varnum,
Worthington.

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative, yeas 20, nays 14.

On motion, by Mr. Horsey,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,
Bibb,
Brent,
Campbell, *of Ohio,*
Campbell, *of Ten.*
Crawford,
Cutts,
Franklin,
Gaillard,
Howell,
Messrs. Magruder,
Posey,
Reed,
Robinson,
Smith, *of New York,*
Tait,
Taylor,
Turner,
Varnum,
Worthington.

Those who voted in the negative, are

Messrs. Bradley,	Messrs. Horsey,
Dana,	Hunter,
German,	Lambert,
Giles,	Leib,
Gilman,	Lloyd,
Goodrich,	Pope,
Gregg,	Smith, *of Maryland.*

The following written message was received from the President of the United States, by Mr. Coles, his secretary.

To the Senate of the United States.

I TRANSMIT to the Senate a report of the Secretary of the Treasury, complying with their resolution of the 20th instant.

JAMES MADISON.

January 23d, 1813.

The message and report were read.

On motion,

Ordered, That they be printed for the use of the Senate.

Mr. Giles gave notice that on Monday he should ask leave to bring in a bill to alter the bounty authorised by law to recruits, hereafter to be enlisted in the army of the United States.

On motion,

The Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, JANUARY 25, 1813.

The President communicated the memorial of a number of citizens of the Mississippi territory, praying all proceedings in Congress relative to the admission of the Mississippi territory into the Union as an independent state, may be postponed, for reasons stated at large in the memorial, which was read.

On motion, by Mr. Franklin,

Ordered, That it be referred to the committee to whom was recommitted, on the 6th instant, the bill, entitled "An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union, on an equal footing with the original states;" to consider and report thereon.

The Senate resumed the consideration of the amendments of the House of Representatives to the bill, entitled "An act authorising the admission, under certain circumstances, of vessels owned by citizens of the United States of America, with their cargoes, from British ports beyond the Cape of Good Hope" Whereupon,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill for the relief of Lewis Chacherie, together with the amendment reported thereto by the select committee:

Mr. Varnum was requested to take the chair, and the amendment reported by the select committee having been rejected, the President resumed the chair; and

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The amendment to the bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes," was reported by the committee correctly engrossed; and the bill was read a third time as amended."

On the question, "Shall this bill pass as amended?"

It was determined in the affirmative, yeas 20, nays 14.

On motion, by Mr. Campbell, of Tennessee,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,	Messrs. Magruder,
Bibb,	Posey,
Brent,	Reed,
Campbell, *of Ohio*,	Robinson,
Campbell, *of Ten.*	Smith, *of New York*,
Crawford,	Tait,
Cutts,	Taylor,
Franklin,	Turner,
Gaillard,	Varnum,
Howell,	Worthington.

Those who voted in the negative, are

Messrs. Bayard,	Messrs. Dana,
Bradley,	Giles,

Messrs. Gilman,
Goodrich,
Gregg,
Horsey,
Hunter,
Messrs. Lambert,
Leib,
Lloyd,
Pope,
Smith, *of Maryland.*

So it was

Resolved, That this bill pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

Agreeably to notice given, Mr. Giles asked leave to bring in a bill to alter the bounty authorised by law to the recruits hereafter to be enlisted for the army of the United States; and

On the question, that leave be given;

It was determined in the negative, yeas 11, nays 20.

On motion, by Mr. Giles,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bibb,
Franklin,
Gaillard,
Giles,
Howell,
Leib,
Messrs. Posey,
Reed,
Robinson,
Smith, *of Maryland*
Varnum.

Those who voted in the negative, are

Messrs. Anderson,
Bayard,
Bradley,
Brent,
Campbell, *of Ohio*,
Campbell, *of Ten.*
Messrs. Crawford,
Gilman,
Goodrich,
Horsey,
Hunter,
Lambert,

Messrs. Lloyd,	Messrs. Tait,
Magruder,	Taylor,
Pope,	Turner,
Smith, *of New York*,	Worthington.

Mr Bayard presented the petition of Alexander Phœnix, of the City of New York, an insolvent debtor, imprisoned at the suit of the United States, praying to be discharged; and the petition was read.

On motion, by Mr. Bayard,

Ordered, That it be referred to the committee who have under consideration the petition of William Nixen, junr; to consider and report thereon, by bill or otherwise.

After the consideration of confidential business, the Senate adjourned to 11 o'clock to morrow morning, to which time the several orders of the day were postponed.

TUESDAY, January 26th, 1813.

Mr. Tait from the committee to whom was referred on the 23d instant, the bill to revive and continue in force "An act declaring the consent of Congress to an act of the state of Georgia, passed the 12th day of December, 1804, establishing the fees of the harbor master and health officer, of the ports of Savannah and St. Marys," reported it amended.

Mr. Bayard gave notice that to-morrow he should ask leave to bring in a bill to increase the salary of the district judge of the district of Delaware.

The Senate resumed the consideration of the joint resolution relative to the brilliant achievements of Captains Hull, Decatur, and Jones, together with the amendment reported thereto by the select committee; and having agreed to the amendment:

On the question, "Shall this resolution be read a third time as amended?"

It was determined in the affirmative.

The Senate resumed the consideration of the bill, entitled "An act for the relief of John Dixon and John Murray;" and

On motion, by Mr. Bayard,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered. That Mr. Bayard, Mr. Smith, of Maryland, and Mr. Franklin, be the committee.

The President communicated a letter from the Secretary for the Department of Treasury, transmitting a statement of the monies expended during the year 1812, for the discharge of miscellaneous claims, not otherwise provided for; and a statement of the contracts made during that year, by or under the direction of the Secretary of the Treasury. And the letter and accompanying documents were read.

Mr. Bradley from the committee to whom was referred the bill, entitled "An act for the relief of Jared Shattuck," reported it without amendment.

The bill for the relief of Lewis Chacherie was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be "An act for the relief of Lewis Chacherie"

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill

Mr Campbell, of Ohio, reported from the committee, that they had examined and found duly enrolled, the bill, entitled "An act authorising the admission, under certain circumstances, of vessels owned by citizens of the United States of America, with their cargoes, from British ports beyond the Cape of Good Hope;" the bill, entitled "An act in addition to the act concerning letters of marque, prizes, and prize goods;" also the bill, entitled "An act for the relief of John Binnion."

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The President of the United States, on the 20th instant, approved and signed "An act making certain partial appropriations for the year 1813," "An act providing navy pensions in certain cases;" also "An act supplementary to the act, entitled 'An act for the more perfect organization of the army of the United States."

The House of Representatives concur in the amendment of the Senate, to the bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes;" they have passed the bill which

originated in the Senate, entitled "An act supplementary to an act, entitled 'An act to provide for calling forth the militia, to execute the laws of the Union, suppress insurrections, and repel invasions, and to repeal the act now in force for those purposes," with amendments; in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed three enrolled bills, I am directed to bring them to the Senate for the signature of their President. And he withdrew.

The President signed the three enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States

The amendment to the joint resolution relative to the brilliant achievements of Captains Hull, Decatur, and Jones, having been reported by the committee correctly engrossed, the resolution was read a third time as amended; and the title thereof was amended to read as follows, "A Resolution relative to the brilliant achievements of Captains Hull, Decatur, Jones, *and Lieutenant Elliott.*"

Resolved, That this resolution pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act for the relief of Jared Shattuck."

And after debate, and the consideration of executive and confidential business,

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to hich time the several orders of the day were postponed.

WEDNESDAY, JANUARY 27th, 1813.

Mr Campbell, of Ohio, reported from the committee, that they this day laid before the President of the United States, the three enrolled bills yesterday reported to have been examined.

The Senate resumed the consideration of the amendments of the House of Representatives to the bill, entitled " An act supplementary to an act, entitled ' An act to provide for calling forth the militia, to execute the laws of the Union, suppress insurrections, and repel invasions, and to repeal the act now in force for those purposes;" and

Resolved, That they be referred to the committee appointed the 9th November last, on so much of the message of the President of the United States, as relates to a revision of the militia laws; to consider and report thereon.

A message from the House of Representatives, by Mr Magruder their clerk:

Mr. President—The House of Representatives concur in the amendments of the Senate to the resolution relative to the brilliant achievements of Captains Hull, Decatur, and Jones They have passed a bill, entitled " An act authorising

a loan for a sum not exceeding sixteen millions of dollars;" a bill, entitled "An act authorising the issuing of Treasury notes for the service of the year 1813;" also a bill, entitled "An act regulating pensions to persons on board private armed ships;" in which bills they request the concurrence of the Senate. And he withdrew.

The bills last brought up for concurrence were read.

Ordered, That they severally pass to the second reading.

The Senate resumed, as in committee of the whole, the bill, entitled "An act for the relief of Jared Shattuck;" and Mr. Gaillard was requested to take the chair.

On motion, by Mr. Crawford,

To strike out all the bill, after the word "that" in the enacting clause;

It was determined in the negative, yeas 14 nays 19.

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,	Messrs. Leib,
Bibb,	Lloyd,
Crawford,	Tait,
Cutts,	Taylor,
Franklin,	Turner,
Gaillard,	Varnum,
Howell,	Worthington.

Those who voted in the negative, are

Messrs. Bayard.	Messrs. Campbell, *of Ten.*
Bradley,	Dana,

Messrs. German,
Giles,
Gilman,
Goodrich,
Gregg,
Horsey,
Hunter,
Lambert,
Messrs. Magruder,
Pope,
Posey,
Reed,
Robinson,
Smith, *of Maryland*,
Smith, *of New York*.

And no amendments having been made to the bill, the President resumed the chair; and

Ordered, That it pass to the third reading.

Agreeably to notice, Mr. Bayard asked and obtained leave to bring in a bill to increase the salary of the district judge of the Delaware district, which was read; and

Ordered, That it pass to the second reading.

Mr. Leib presented the petition of Charles Minifie, praying interest may be allowed him on the balance of account awarded in his favor by the Comptroller of the Treasury, agreeably to the act of first day of May last. And the petition was read.

On motion, by Mr. Leib,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Leib, Mr. Tait, and Mr. Bradley, be the committee.

After the consideration of executive and confidential business,

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

THURSDAY, JANUARY 28th, 1813.

On motion, by Mr. S th, of Maryland,

Resolved, That the Secretary for the Department of War be directed to report to the Senate, the balance, (if any) due to the State of Maryland, on a purchase of arms, made by that state, from the United States.

Mr. Gregg, from the committee, to whom was referred on the 12th instant, the petition of Washington Lee, made a report favorable thereto, and obtained leave to bring in a bill for his relief, which was read; and

Ordered, That it pass to the second reading.

Mr Pope from the committee to whom was referred, the bill, entitled "An act giving the right of pre emption in the purchase of lands, to certain settlers in the Illinois territory," reported it amended.

On motion, by Mr. Dana,

Resolved, That a committee be appointed to consider the propriety of giving effect to provisions contained in an act of the 16th of February, 1792, "concerning certain fisheries of the United States, and for the regulation and government of the fishermen employed therein," which by an act of the 12th of April, 1800, were continued in force for the term of ten years, from the third day of March, 1800, and until the end of the session of Congress next ensuing the expiration of that term; and that the committee have leave to report by bill or otherwise.

Ordered, That Mr. Dana, Mr. Gilman, and Mr Lloyd, be the committee.

Mr. Smith, of New York, presented the petition of Nathaniel G. Ingraham, of the City of New York, an insolvent debtor to the United States, praying to be discharged from imprisonment, for reasons stated therein; and the petition was read.

On motion,

Resolved, That it be referred to the committee to whom was referred, on the 11th instant, the petition of William Nixsen, junior, to consider and report thereon.

Mr. Brent, presented the memorial of William Gamble, praying compensation for services rendered the United States, in the Revenue Department And the memorial was read.

On motion, by Mr. Brent,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Brent, Mr. Bibb, and Mr. Bradley, be the committee.

On motion, by Mr. Dana,

Resolved, That the Secretary of State be directed to lay before the Senate, a statement of the whole number of seamen annually registered under the act of the 28th of May, 1796, entitled "An act for the relief and protection of American seamen;" distinguishing the number so registered in each year, according to returns made to the Department of State, by collectors of different ports.

The bill to increase the salary of the district judge of the Delaware district, was read the second time.

On motion, by Mr. Bayard,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Bayard, Mr. Bibb, and Mr. Hunter, be the committee.

Mr. Campbell, of Ohio, reported from the committee, that they had examined and found duly enrolled, the bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes;" also the joint resolution "relative to the brilliant achievements of Captains Hull, Decatur, Jones, and Lieutenant Elliott."

Mr Bibb from the committee to whom was referred, the petition of Reuben Attwater, made report; he also asked and obtained leave to bring in a bill for the relief of Reuben Attwater, which was read; and

Ordered, That it pass to the second reading.

The bill, entitled "An act authorising a loan for a sum not exceeding sixteen millions of dollars," was read the second time.

On motion, by Mr Anderson,

Resolved, That it be referred to a select committee to consider and report thereon

Ordered, That Mr. Anderson, Mr. Bayard, Mr. Franklin, Mr. Bibb, and Mr. Tait, be the committee

The bill, entitled "An act authorising the issu-

ing of Treasury notes for the service of the year 1813," was read the second time.

On motion, by Mr. Taylor,

Resolved, That it be referred to the committee last mentioned, to consider and report thereon.

The bill, entitled "An act regulating pensions to persons on board private armed ships," was read the second time.

The bill, entitled "An act for the relief of Jared Shattuck," was read the third time.

On motion, by Mr Taylor,

To postpone the further consideration thereof, until the first Monday in December next;

It was determined in the negative, yeas 14, nays 19.

On motion, by Mr. Robinson,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,	Messrs. Howell,
Bibb,	Leib,
Campbell, *of Ohio*,	Lloyd,
Crawford,	Tait,
Cutts,	Taylor,
Franklin,	Varnum,
Gaillard,	Worthington.

Those who voted in the negative, are

Messrs. Bayard,	Messrs. Giles,
Bradley,	Gilman,
Campbell, *of Ten.*	Goodrich,
Dana,	Gregg,
German,	Horsey,

Messrs. Hunter,
Lambert,
Magruder,
Pope,
Posey,
Messrs. Reed,
Robinson,
Smith, *of Maryland*,
Smith, *of New York*.

On the question, "Shall this bill pass?"

It was determined in the affirmative, yeas 19, nays 15.

On motion, by Mr Varnum,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,
Bradley,
Campbell, *of Ten.*
Dana,
German,
Giles,
Gilman,
Goodrich,
Gregg,
Horsey,
Messrs. Hunter,
Lambert,
Magruder,
Pope,
Posey,
Reed,
Robinson,
Smith, *of Maryland*,
Smith, *of New York*.

Those who voted in the negative, are

Messrs. Anderson,
Bibb,
Campbell, *of Ohio*,
Crawford,
Cutts,
Franklin,
Gaillard,
Howell,
Messrs. Leib,
Lloyd,
Tait,
Taylor,
Turner,
Varnum,
Worthington.

So it was

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly

Mr. Leib presented the memorial of Richard Dodd, and Elijah Bryan, now of Philadelphia, praying to be relieved from the penalty of a bond given by them on the importation of certain goods, subsequent to the repeal of the British orders in council. And the memorial was read.

On motion, by Mr. Leib,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Leib, Mr. Bradley, and Mr. Goodrich, be the committee.

Mr. Leib also presented the memorial of William Compton, of a similar nature to that last mentioned; which was read; and

Ordered, To be referred to the same committee, to consider and report thereon

Mr. Smith, of Maryland, submitted the following motion, for consideration:

Resolved, That the Secretary of the Treasury be directed to report to Senate, a statement of the specific articles, the produce and manufacture of the United States, exported to the dominions of Spain, for the year ending on the 30th day of September, 1812, if practicable; if not, then for the year ending on the 30th day of September, 1811, with the value thereof.

The Senate resumed, as in committee of the whole, the consideration of the bill to revive and continue in force "An act declaring the consent of Congress to an act of the state of Georgia,

passed the 12th day of December, 1804, establishing the fees of the harbor master and health officer of the ports of Savannah and St. Marys;" and Mr. Varnum was requested to take the chair; and

The bill having been amended, the President resumed the chair; and

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative.

After the consideration of executive and confidential business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

FRIDAY, JANUARY 29th, 1813.

The bill to revive and continue in force "An act declaring the consent of Congress to an act of the state of Georgia, passed the 12th day of December, 1804, establishing the fees of the harbor master and health officer of the ports of Savannah and St. Marys," was reported by the committee correctly engrossed, and read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative.

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Varnum, from the committee, to whom was referred the amendments to the bill, entitled

"An act supplementary to an act, entitled 'An act to provide for calling forth the militia to execute the laws of the Union, suppress insurrections, and repel invasions, and to repeal the act now in force for those purposes," made report.

Whereupon,

Resolved, That the Senate concur in the said amendments

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed an enrolled bill and an enrolled resolution, I am directed to bring them to the Senate for the signature of their President. And he withdrew.

The President signed the enrolled bill and joint resolution yesterday reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

The bill for the relief of Washington Lee, was read the second time.

The bill for the relief of Reuben Attwater, was read the second time.

The Senate resumed the consideration of the motion made yesterday, on the subject of exports to Spain.

Ordered, That the further consideration thereof, be postponed until to morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act giving the right of pre-emption in the purchase of lands, to certain settlers in the Illinois territory," together with the amendment reported thereto by the select committee; and Mr. Bradley was requested to take the chair;

And the amendment having been agreed to, the President resumed the chair; and

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

Mr. Leib, from the committee to whom the subject was referred, reported a bill for the further relief of Charles Minifie; which was read.

Ordered, That it pass to the second reading.

Mr. German, from the committee to whom the subject was referred on the 11th instant, asked and obtained leave to bring in a bill for the relief of John Redfield junior; which was read; and

Ordered, That it pass to the second reading.

The Senate resumed, as in committee of the whole, the bill, entitled "An act regulating pensions to persons on board private armed ships," and Mr Franklin was requested to take the chair;

On motion, by Mr. Anderson,

Resolved, That it be referred to the committee appointed the 9th November last, "on so much of the message of the President of the United States as relates to the naval establishment," to consider and report thereon.

A message from the President of the United States, by Mr. Coles, his secretary:

Mr. President—The President of the United States on the 27th instant, approved and signed "An act authorising the admission, under certain circumstances, of vessels owned by citizens of the United States of America, with their cargoes, from British ports beyond the Cape of Good Hope."

Ordered, That the Secretary notify the House of Representatives accordingly.

After the consideration of executive and confidential business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

SATURDAY, JANUARY 30th, 1813.

The bill for the further relief of Charles Minifie, was read the second time.

The bill for the relief of John Redfield, junior, was read the second time.

The motion made the 28th instant, on the subject of exports to Spain, was resumed and agreed to.

The Senate resumed, as in committee of the whole, the bill for the relief of Washington Lee; and Mr Bradley was requested to take the chair;

And no amendment having been agreed to, the President resumed the chair.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill for the relief of Reuben Attwater, and Mr. Gaillard was requested to take the chair; and

No amendment having been agreed to, the President resumed the chair.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Mr. Campbell, of Ohio, reported from the committee that on the 28th instant, they laid before the President of the United States the enrolled bill, entitled "An act in addition to the act, entitled 'An act to raise an additional military force, and for other purposes;" also the joint resolution, relative to the brilliant achievements of Captains Hull, Decatur, Jones, and Lieutenant Elliott.

The amendment to the bill, entitled "An act giving the right of pre-emption in the purchase of lands to certain settlers in the Illinois territory," having been reported by the committee correctly engrossed, the bill was read the third time.

On the question, "Shall this bill pass as amended?"

It was determined in the affirmative.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Magruder, from the committee appointed the 2d December last, on the subject of public lands, reported a bill giving further time to the

purchasers of public lands north west of the river Ohio, to complete their payments; which was read; and

Ordered, That it pass to the second reading.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The President of the United States approved and signed on the 27th instant, " An act for the relief of John Binnion;" also " An act in addition to the act concerning letters of marque, prizes, and prize goods;" and on the 29th instant, " An act in addition to the act, entitled ' An act to raise an additional military force, and for other purposes;" also a joint resolution " relative to the brilliant achievements of Captains Hull, Decatur, Jones, and Lieutenant Elliott."

The House of Representatives concur in the bill, entitled " An act for the relief of the Bible Society of Philadelphia;" they have passed a bill, entitled " An act for the relief of Royal Converce," in which they ask the concurrence of the Senate. And he withdrew.

The bill last brought up for concurrence was read.

Ordered, That it pass to the second reading.

Mr. Bayard, from the committee, to whom was referred the bill increasing the salary of the district judge of the Delaware district, reported it amended.

Mr. Leib, from the committee to whom the subject was referred, reported a bill establishing

the discipline of the army of the United States, and for other purposes; which was read.

Ordered, That it pass to the second reading.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, February 1st, 1813.

Mr. Campbell, of Ohio, reported from the committee, that they had examined and found duly enrolled, the bill, entitled "An act supplementary to an act, entitled 'An act to provide for calling forth the militia, to execute the laws of the Union, suppress insurrections, and repel invasions, and to repeal the act now in force for those purposes;" the bill, entitled "An act for the relief of Jared Shattuck;" also the bill, entitled "An act for the relief of the Bible Society of Philadelphia."

The bill giving further time to the purchasers of public land, north west of the river Ohio, to complete their payments, was read the second time.

The President communicated the memorial of Peter Charles L'Enfant, late a principal engineer and major in the revolutionary army of the United States, together with statements explaining his services in planning the City of Washington, and supervising the public buildings, and praying compensation; and the memorial was read.

The President also communicated the report of James Monroe, acting Secretary for the Department of War, made conformably to a resolution of the Senate, of the 28th January, showing the balance due to the state of Maryland, on a purchase of arms made by that state, from the United States; and the report was read.

The bill, entitled "An act for the relief of Royal Converce," was read the second time.

On motion, by Mr. Bradley,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Bradley, Mr. Howell, and Mr. Smith, of New York, be the committee.

The bill establishing the discipline of the army of the United States, and for other purposes, was read the second time.

The bill for the relief of Washington Lee, was reported by the committee correctly engrossed, and read the third time.

Resolved, That this bill pass, and that the title thereof be, "An act for the relief of Washington Lee."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill for the relief of Reuben Attwater, was also reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act for the relief of Reuben Attwater."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate resumed, as in committee of the whole, the consideration of the bill for the further relief of Charles Minifie; and Mr. Varnum was requested to take the chair.

On motion, by Mr. Anderson,

Ordered, That the further consideration thereof be postponed until to morrow.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives concur in the amendment of the Senate to the bill, entitled " An act giving the right of preemption in the purchase of lands to certain settlers in the Illinois territory."

They have passed a bill supplementary to "An act making provision for arming and disciplining the whole body of the militia of the United States, and for classing the same;" in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed three enrolled bills, I am directed to bring them to the Senate for the signature of their President. And he withdrew.

The bill last brought up for concurrence was read.

Ordered, That it pass to the second reading.

The President signed the three enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

Mr. Bayard presented the memorial of Oliver Evans, in reply to the allegations contained in the memorial of John Worthington and others, presented the 11th January last, and praying that the decisions on his patents may be referred to the judicial tribunals of the United States; and the memorial was read.

On motion, by Mr. Bayard,

Ordered, That it be referred to the committee who have under consideration the above mentioned memorial of John Worthington and others, to consider and report thereon.

The following written message was received from the President of the United States, by Mr. Coles, his secretary.

To the Senate and House of Representatives of the United States.

AT the request of the legislature of Pennsylvania, conveyed through the Governor of that state, I transmit to Congress, copies of its resolutions of the 16th December, 1812.

JAMES MADISON.

January 30th, 1813.

The message and resolutions therein referred to, were read.

After the consideration of confidential and executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

TUESDAY, FEBRUARY 2d, 1813.

Mr. Anderson from the committee to whom was referred the bill, entitled "An act authorising a loan for a sum not exceeding sixteen millions of dollars," reported it without amendment.

Mr. Smith, of Maryland, from the committee to whom was referred the bill, entitled "An act regulating pensions to persons on board private armed ships," reported it without amendment.

Mr. Bradley from the committee to whom was referred the bill, entitled "An act for the relief of Royal Converce," reported it without amendment.

The bill, entitled "An act supplementary to an act making provision for arming and equipping the whole body of militia of the United States, and for classing the same," was read the second time.

On motion, by Mr. Smith, of Maryland,

Ordered, That it be referred to the committee who had under consideration on the 9th of November, so much of the message of the President of the United States, as relates to a revision of the militia laws thereof, to consider and report thereon.

Mr. Campbell, of Ohio, reported from the committee that they this day laid before the President of the United States, the three enrolled bills yesterday reported to have been examined.

The Senate resumed, as in committee of the whole, the consideration of the bill for the further

relief of Charles Minifie; and Mr. Varnum was requested to take the chair; and no amendment having been agreed to, the President resumed the chair; and

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the negative, yeas 10, nays 18.

On motion, by Mr. Franklin,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bradley,	Messrs. Lloyd,
German,	Pope,
Gregg,	Reed,
Hunter,	Robinson,
Leib,	Taylor.

Those who voted in the negative, are

Messrs. Anderson,	Messrs. Gilman,
Bibb,	Horsey,
Campbell, *of Ohio*,	Howell,
Campbell, *of Ten.*	Lambert,
Crawford,	Magruder,
Cutts,	Posey,
Franklin,	Tait,
Gaillard,	Varnum,
Giles,	Worthington.

Mr. Campbell, of Tennessee, from the committee appointed the 9th November, to whom the subject was referred, further reported a bill vesting in the President of the United States the power of retaliation, in cases therein specified; and the bill was read.

Ordered, That it pass to the second reading.

Mr. Dana submitted the following motion for consideration:

"*Resolved*, That, for the benefit of seamen and shipping of the United States, it is proper to establish a system of navigation according to the following principles:

"1. No trading ships or vessels shall be recognised as bearing the flag of the United States in full right, unless known to be registered or enrolled or licensed and officered and manned as may be required by law.

"2. Registered ships or vessels which may be cleared for foreign voyages shall have American officers and employ American mariners, for such navigation, wholly or in some proportion not less than a majority of the crew in any case: otherwise they shall not by law enjoy the privileges of merchant vessels of the United States.

"3. Vessels enrolled and licensed for coasting or fishing shall not continue to enjoy the privileges allowed by law for encouraging the coasting trade and fisheries of the United States, unless the whole or at least the majority of the mariners employed on board the same as well as the masters or skippers respectively shall be American citizens by birth or regular adoption.

"4 The mode of proving the citizenship of mariners or apprentices duly shipped or serving on board such private vessels shall be directed by law, so that the same may be entitled to credit within the United States.

"5. All American mariners and apprentices so proved and belonging to the crew of a merchant vessel of the United States, bound on any foreign voyage permitted by law, shall be comprehended and described in an official document or sea paper authenticated for the use of the vessel during the voyage: and, on the vessel's return and arrival within a district of the United States, the production of such document as well as the vessel's register, or satisfactory proof of its loss, and a specification of officers and crew as well as a return of passengers on board, with proof of having continued to employ American seamen according to law, shall be requisite for enjoying the exemptions and privileges of the navigation of the United States in relation to duties, imposts, charges or regulations of trade. Documentary evidence of a like nature shall be furnished for enrolled vessels in the coasting trade or fisheries. But no collector shall be permitted to continue the practice of delivering to individual mariners separate certificates of citizenship, for personal disposal at pleasure, without designation of voyage or vessel."

After the consideration of confidential business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

WEDNESDAY, February 3d, 1813.

Mr. Magruder from the committee to whom

was referred the bill, entitled "An act confirming certain claims to lands in the district of Vincennes," reported it without amendment.

The bill vesting in the President of the United States the power of retaliation in the cases therein specified, was read the second time.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act authorising a loan for a sum not exceeding sixteen millions of dollars;" and Mr. Varnum was requested to take the chair.

Mr. Lloyd moved to amend the bill; and the President having resumed the chair;

On motion, by Mr Anderson,

It was agreed that the further consideration of the bill be postponed to, and made the order of the day for to morrow.

Mr. Bayard from the committee to whom was referred the bill, entitled "An act for the relief of John Dixon and John Murray," reported it without amendment.

Mr. Lloyd presented the petition of Obedh. Rich, praying that leave may be granted him to import a certain quantity of goods from England, for reasons stated at large in the petition; which was read.

On motion, by Mr. Lloyd,

Resolved, That it be referred to a select committee, to consider and report thereon

Ordered, That Mr Lloyd, Mr. Bibb, and Mr. Anderson, be the committee.

On motion, by Mr. Bibb,

Resolved, That the memorial of John Tayloe and others, presented the 23d January, praying the incorporation of a Bank in the City of Washington, be referred to a select committee, to consist of five members, to consider and report thereon, by bill or otherwise.

Ordered, That Mr. Bibb, Mr. Bayard, Mr. Leib, Mr. Cutts, and Mr. Franklin, be the committee.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr President—The House of Representatives have passed a bill, entitled "An act authorising an increase of the capital stock of the Bank of Washington;" a bill, entitled "An act to impose a duty on the importation of iron wire;" also a bill, entitled "An act giving further time to purchasers of public lands to complete their payments;" in which bills they request the concurrence of the Senate. And he withdrew.

After the consideration of confidential and executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

THURSDAY, February 4th, 1813.

The three bills yesterday brought up for concurrence were read.

Ordered, That they severally pass to the second reading.

The President communicated a report from

the Secretary for the Department of Treasury, exhibiting the sums respectively paid to each clerk, in the several offices of that Department, for services rendered in the year 1812; made in obedience to the provisions of the act of April, 21st, 1806, "to regulate and fix the compensation of clerks;" and the report was read.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act authorising a loan for a sum not exceeding sixteen millions of dollars;" and Mr. Varnum was requested to take the chair; and

On the question, to agree to the amendment proposed yesterday by Mr Lloyd, to wit: "at the end of the 1st section, add the following proviso: *That the stock to be created by virtue of this act shall not bear a greater rate of interest than six per centum per annum, and that it shall not be sold at a rate below par.*"

On motion, by Mr. Bradley

To amend the proposed amendment by striking out the word "*six*;"

It was determined in the negative, yeas 3, nays 25.

On motion, by Mr. Magruder,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bradley, Mr. Pope.
Campbell, *of Ten.*

Those who voted in the negative, are

Messrs. Anderson,
Bibb,
Crawford,
Cutts,
Franklin,
Gaillard,
Gilman,
Goodrich,
Gregg,
Horsey,
Howell,
Hunter,
Lambert,
Messrs. Lloyd,
Magruder,
Posey,
Reed,
Robinson,
Smith, *of Maryland*,
Smith, *of New York*,
Tait,
Taylor,
Turner,
Varnum,
Worthington.

On the question, to agree to the original motion;

It was determined in the negative, yeas 10, nays 22.

On motion, by Mr. Lloyd,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bradley,
German,
Gilman,
Goodrich,
Horsey,
Messrs. Hunter,
Lambert,
Lloyd,
Pope,
Reed.

Those who voted in the negative, are

Messrs. Anderson,
Bibb,
Campbell, *of Ohio*,
Campbell, *of Ten.*
Crawford,
Cutts,
Dana,
Franklin,
Gaillard,
Giles,
Gregg,
Messrs. Howell,
Magruder,
Posey,
Robinson,
Smith, *of Maryland*,
Smith, *of New York*,
Tait,
Taylor,
Turner,
Varnum,
Worthington.

And no amendment having been agreed to, the President resumed the chair; and

On the question, "Shall this bill be read a third time?"

It was determined in the affirmative, yeas 24, nays 7.

On motion, by Mr. Dana,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,	Messrs. Magruder,
Bayard,	Pope,
Bibb,	Posey,
Campbell, *of Ohio*,	Reed,
Campbell, *of Ten.*	Robinson,
Crawford,	Smith, *of Maryland*,
Cutts,	Smith, *of New York*,
Franklin,	Tait,
Gaillard,	Taylor,
Giles,	Turner,
Gregg,	Varnum,
Howell,	Worthington.

Those who voted in the negative, are

Messrs. Dana,	Messrs. Horsey,
German,	Hunter,
Gilman,	Lloyd.
Goodrich,	

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

FRIDAY, FEBRUARY 5th, 1813.

The honorable James Brown, appointed a Senator by the Legislature of the state of Louisiana, in the place of the honorable John Noel Detrehan, resigned, produced his credentials, which were read; and the oath prescribed by law, having been administered to him, he took his seat in the Senate.

On motion, by Mr. Dana,

Ordered, That there be printed, for the use of the Senate, copies of the following correspondence, as communicated with a report from the Department of State, dated the 27th of February, 1798, and among the public papers in the office of the Secretary of the Senate, viz.: Duplicate from Mr King, minister plenipotentiary of the United States at London, to Mr. Pickering, Secretary of State, dated December 10th, 1796, communicating a letter of the 3d November, 1796, to Mr. King, signed Grenville, and a circular letter of the 18th November, 1796, to consuls of the United States, signed Rufus King; also a letter of 28th January, 1797, from Mr. King to Lord Grenville, and a letter in answer, dated Downing Street, March 27th, 1797.

Mr. Campbell, of Ohio, reported from the committee that they had examined and found duly enrolled, the bill, entitled "An act giving the right of pre-emption in the purchase of lands to certain settlers in the Illinois territory."

The bill vesting in the President of the United

States the power of retaliation in the cases therein specified; was read the second time.

The bill, entitled "An act authorising an increase of the capital stock of the Bank of Washington;" was read the second time.

The bill, entitled "An act giving further time to purchasers of public lands to complete their payments;" was read the second time.

On motion, by Mr. Campbell, of Ohio,

Ordered, That it be referred to the committee appointed on the 2d December, on the subject of public lands, to consider and report thereon.

The bill, entitled "An act to impose a duty on the importation of iron wire;" was read the second time.

On motion, by Mr. Lloyd,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Lloyd, Mr. Smith, of Maryland, and Mr. Taylor, be the committee.

The President communicated a letter from the Secretary for the Department of Treasury, with a statement of the exports to the dominions of Spain, for the year ending on the 30th day of September, 1812, prepared in conformity with the resolution of the Senate of the 30th of January last; which were read.

Ordered, That they be printed for the use of the Senate.

The Senate resumed, as in committee of the whole, the bill, entitled "An act confirming certain claims to lands in the district of Vin-

cennes;" and Mr. Gaillard was requested to take the chair; and

No amendment having been agreed to; the President resumed the chair; and

Ordered, That the bill pass to a third reading.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President. And he withdrew.

The President signed the enrolled bill last reported to have been examined, and it was delivered to the committee to be laid before the President of the United States.

On motion,

It was agreed that the propositions submitted on the 2d instant, on the subjects of American ships and seamen, be made the order of the day for Monday next.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act regulating pensions to persons on board private armed ships;" and Mr. Varnum was requested to take the chair; and

No amendment having been agreed to; the President resumed the chair.

Ordered, That the bill pass to a third reading.

The bill from the House of Representatives, entitled "An act authorising a loan for a sum not exceeding sixteen millions of dollars;" was read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, yeas 22, nays 9.

On motion, by Mr. Bibb,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,	Messrs. Howell,
Bayard,	Magruder,
Bibb,	Reed,
Campbell, *of Ohio*,	Robinson,
Campbell, *of Ten.*	Smith, *of Maryland*,
Crawford,	Smith, *of New York*,
Cutts,	Tait,
Franklin,	Taylor,
Gaillard,	Turner,
Giles,	Varnum,
Gregg,	Worthington.

Those who voted in the negative, are

Messrs. Bradley,	Messrs. Horsey,
Dana,	Hunter,
German,	Lambert,
Gilman,	Lloyd.
Goodrich,	

So it was

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill for the relief of John Redfield, junr. was resumed as in committee of the hole; and Mr. Varnum was requested to take the chair; and

No amendment having been agreed to; the President resumed the chair; and

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the bill increasing the salary of the district judge of the Delaware district, together with the amendments reported thereto by the select committee; and having agreed to the amendments, the President resumed the chair; and Mr. Varnum reported the bill amended.

On the question, "Will the Senate concur in the amendments made in committee of the whole?" as follows:

Strike out from the word "That," at the end of the second line, to the end of the bill, and in lieu thereof, insert—"In addition to the respective salaries at present allowed and paid, that from and after the first day of April next, there shall be allowed annually to the district judge of the Massachusetts district, the sum of two hundred dollars; to the district judge of the Rhode Island district, four hundred dollars; to the district judge of the Pennsylvania district, two hundred dollars; to the district judge of the Delaware district, four hundred dollars; and to the district judge of the North Carolina district, three hundred dollars, to be paid, quarter yearly, out of any monies in the Treasury not otherwise appropriated."

Change the title—A bill to increase the salaries of certain district judges.

It was determined in the affirmative, yeas 18, nays 14.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Lloyd,
Bibb,	Magruder,
Crawford,	Pope,
Franklin,	Reed,
Giles,	Smith, *of Maryland*,
Gregg	Tait,
Horsey,	Taylor,
Howell,	Turner,
Hunter,	Worthington.

Those who voted in the negative, are

Messrs. Anderson,	Messrs. German,
Bradley,	Goodrich,
Brown,	Lambert,
Campbell, *of Ohio*,	Leib,
Campbell, *of Ten.*	Robinson,
Cutts,	Smith, *of New York*,
Gaillard,	Varnum.

On motion, by Mr. Campbell, of Ohio,

To amend the bill by inserting the following words: "To the district judge of the Ohio district, two hundred dollars."

It was determined in the negative, yeas 8, nays 24.

On motion, by Mr. Campbell, of Ohio,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Anderson,
Bibb,
Campbell, *of Ohio*,
Howell,
Messrs. Pope,
Smith, *of Maryland*,
Turner,
Worthington.

Those who voted in the negative, are

Messrs. Bayard,
Bradley,
Brown,
Campbell, *of Ten.*
Crawford,
Cutts,
Franklin,
Gaillard,
German,
Giles,
Goodrich,
Gregg,
Messrs. Horsey,
Hunter,
Lambert,
Leib,
Lloyd,
Magruder,
Reed,
Robinson,
Smith, *of New York*,
Tait,
Taylor,
Varnum.

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative.

After the consideration of the confidential business, the Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, February 8th, 1813.

The bill for the relief of John Redfield, junior, was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act for the relief of John Redfield, junior."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill increasing the salary of the district judge of the Delaware district, was reported by the committee correctly engrossed, and read a third time as amended.

Resolved, That this bill pass, and that the title thereof be, "An act to increase the salaries of certain district judges."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

On motion, by Mr. Gaillard,

Resolved, That a committee be appointed to join such committee as may be appointed by the House of Representatives to ascertain and report a mode of examining the votes for President and Vice-President of the United States, and of notifying the persons elected of their election.

Ordered, That Mr. Gaillard, and Mr. Smith, of New York, be the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Campbell, of Ohio, reported from the committee that, on the 5th instant, they laid before the President of the United States the enrolled bill, entitled "An act giving the right of pre-emption in the purchase of public lands to certain settlers in the Illinois territory;" and that they had examined and found duly enrolled, the bill,

entitled "An act authorising a loan for a sum not exceeding sixteen millions of dollars."

The President communicated a report of the commissioners of the sinking fund, stating that the measures which have been authorised by the board, subsequent to their last report, of the 5th of February, 1812, so far as the same have been completed, are fully detailed in the report of the Secretary of the Treasury to the board, dated the 5th day of the present month, and in the statements therein referred to, which are herewith transmitted, and prayed to be received as part of this report; and the report was read.

The bill, entitled "An act confirming certain claims to lands in the district of Vincennes," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill, entitled "An act regulating pensions to persons on board private armed ships," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The House of Representatives have passed a

bill, entitled "An act altering the time for holding the district court in the district of Maine;" in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

Ordered, That it pass to the second reading.

The President signed the enrolled bill last reported to have been examined, and it was delivered to the committee to be laid before the President of the United States.

Agreeably to the order of the day, the Senate resumed the consideration of the propositions submitted on the 2d instant, on the subjects of American ships and seamen; and having agreed thereto,

On motion, by Mr. Dana,

Resolved, That they be referred to a select committee to consist of five members, to consider and report thereon, by bill, bills, or otherwise.

Ordered, That Mr. Dana, Mr. Smith, of Maryland, Mr Lloyd, Mr. Taylor, and Mr. Bibb, be the committee.

A message from the President of the United States, by Mr Coles, his secretary.

Mr. President—The President of the United States, on the 2d instant, approved and signed "An act for the relief of the Bible Society of Philadelphia;" also "An act supplementary to an act, entitled 'An act to provide for calling forth the militia to execute the laws of the Union, suppress insurrections, and repel invasions, and to repeal the act now in force for those purposes."

Mr. Leib presented the petition of Margaret Arundel, widow of Robert Arundel, late a sailing master in the navy, stating that her late husband was severely wounded in an engagement with the enemy on the lakes, and was afterwards knocked overboard and drowned, leaving his family destitute; and praying relief; and the petition was read.

On motion, by Mr Leib,

Resolved, That it be referred to a select committee to consider and report thereon, by bill or otherwise.

Ordered, That Mr Leib, Mr. Gregg, and Mr. Reed, be the committee.

Mr. Turner, from the committee to whom was referred the resolution proposing an amendment to the constitution of the United States, respecting the mode of electing representatives to Congress, and electors of President and Vice-President of the United States, reported it amended.

Mr. Anderson, from the committee to whom was referred the bill, entitled "An act authorising the issuing of Treasury notes for the service of the year 1813," reported it with amendments; and

On his motion,

It was agreed that they be the order of the day for to-morrow.

On motion, by Mr. Worthington,

Ordered, That the consideration of the bill giving further time to the purchasers of public lands north west of the river Ohio, to complete their payments, be postponed to Wednesday next.

On motion, by Mr. Leib,

It was agreed that the bill establishing the discipline of the army of the United States, and for other purposes, be made the order of the day for to-morrow.

On motion, by Mr. Campbell, of Tennessee,

Ordered, That the bill vesting in the President of the United States the power of retaliation in the cases therein specified, be made the order of the day for to-morrow.

On motion, by Mr. Gregg,

Ordered, That the bill, entitled "An act authorising an increase of the capital stock of the Bank of Washington," be referred to the committee to whom the petition of the said Bank was referred, on the 24th of December last, to consider and report thereon.

After the consideration of confidential and executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

TUESDAY, FEBRUARY 9th, 1813.

The credentials of the honorable Chauncy Goodrich, appointed a Senator by the legislature of the state of Connecticut, for the term of six years, commencing on the 4th day of March next, were read.

Ordered, That they lie on file.

Mr. Campbell, of Ohio, reported from the committee that they yesterday laid before the President of the United States, the enrolled bill,

entitled "An act authorising a loan for a sum not exceeding sixteen millions of dollars."

The bill, entitled "An act altering the time for holding the district court in the district of Maine," was read the second time.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the bill, entitled "An act authorising the issuing of Treasury notes for the service of the year one thousand eight hundred and thirteen," together with the amendments reported thereto by the select committee; and Mr. Varnum was requested to take the chair; and

After debate, the President resumed the chair; and

On motion,

Ordered, That the further consideration of the bill be postponed until Thursday next.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives concur in the resolution of the Senate for the appointment of a joint committee to ascertain and report a mode of examining the votes for President and Vice President of the United States, and of notifying the persons elected of their election; and have appointed a committee on their part. And he withdrew.

The President communicated the report of the Secretary for the Department of War, in compliance with the fifth section of the act to regulate and fix the compensation of clerks, passed April

21st, 1806, exhibiting the names of the clerks employed in that Department, in the year 1812, with the sums allowed to each clerk; also his report comprehending contracts made by him in the year 1812, and those made by the late purveyor of public supplies, and the commissary general of purchases, at Philadelphia, in the same year, in compliance with the act concerning public contracts, passed April 21st, 1808; and the reports were read.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill establishing the discipline of the army of the United States, and for other purposes; and Mr. Gregg was requested to take the chair; and

After debate, the President having resumed the chair; and

On motion,

It was agreed that the further consideration of the bill be postponed to, and made the order of the day for Thursday next.

Mr. Lloyd, from the committee appointed thereon, reported the bill from the House of Representatives, entitled "An act to impose a duty on the importation of iron wire," without amendment.

Mr. Gaillard, from the joint committee, appointed on the 8th instant, to ascertain and report a mode of examining the votes for President and Vice-President of the United States, and of notifying the persons elected of their election, re-

ported in part, the following resolution; which was read and agreed to.

Resolved, That the two Houses shall assemble in the Chamber of the House of Representatives on Wednesday next, at 12 o'clock; that one person be appointed a teller on the part of the Senate, to make a list of the votes as they shall be declared; that the result shall be delivered to the President of the Senate, who shall announce the state of the vote, and the persons elected, to the two Houses assembled as aforesaid, which shall be deemed a declaration of the persons elected President and Vice-President; and together with a list of the votes, be entered on the journals of the two Houses.

On motion,

Ordered, That Mr. Gaillard be appointed a teller of the ballots, on the part of the Senate, agreeably to the foregoing resolution.

Ordered, That the Secretary notify the House of Representatives accordingly.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill vesting in the President of the United States the power of retaliation in the cases therein specified; and Mr. Varnum was requested to take the chair; and

After debate, the President resumed the chair; and

On motion, by Mr. Smith, of Maryland,

Ordered, That the further consideration of the bill be postponed to, and made the order of the day for Thursday next.

After the consideration of confidential and executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

WEDNESDAY, FEBRUARY 10th, 1813.

Mr. German from the committee to whom the several petitions were referred, reported a bill for the relief of Nathaniel G. Ingraham, Alexander Phoenix, and William Nixsen, junior; and the bill was read.

Ordered, That it pass to the second reading.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The President of the United States, on the 2d instant, approved and signed "An act for the relief of Jared Shattuck;" on the 5th, "An act giving the right of pre-emption in the purchase of lands to certain settlers in the Illinois territory;" and on the 8th instant, "An act authorising a loan for a sum not exceeding sixteen millions of dollars."

The House of Representatives do not concur in the bill which originated in the Senate, entitled "An act to increase the salaries of certain district judges."

They agree to the report of the joint committee appointed to ascertain and report a mode of examining the votes for President and Vice-President of the United States, and of notifying the persons elected of their election, and have ap-

pointed Mr. Macon and Mr. Tallmadge, tellers, on their part. And he withdrew.

On motion,

Ordered, That Mr. Franklin be appointed a teller of the ballots for President and Vice-President of the United States, on the part of the Senate, in place of Mr. Gaillard absent from indisposition.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives is now ready to attend the Senate in opening the certificates and counting the votes of the electors of the several states, in the choice of a President and Vice-President of the United States, in pursuance of the resolution of the two Houses of Congress.

I am also directed to inform the Senate, that the President of the Senate will be introduced to the Speaker's chair, by the Speaker of the House of Representatives. And he withdrew.

The two Houses of Congress agreeably to the joint resolution, assembled in the Representatives' Chamber, and the certificates of the electors of the several states, were, by the President of the Senate, opened and delivered to the tellers appointed for the purpose, who having examined and ascertained the number of votes, presented a list thereof to the President of the Senate, which was read as follows:

THE STATE OF	James Madison.	De Witt Clinton.	Elbridge Gerry.	Jared Ingersoll.
	President.		Vice-President.	
New Hampshire	-	8	1	7
Massachusetts	-	22	2	20
Rhode Island	-	4	-	4
Connecticut	-	9	-	9
Vermont	8	-	8	-
New York	-	29	-	29
New Jersey	-	8	-	8
Pennsylvania	25	-	25	-
Delaware	-	4	-	4
Maryland	6	5	6	5
Virginia	25	-	25	-
North Carolina	15	-	15	-
South Carolina	11	-	11	-
Georgia	8	-	8	-
Kentucky	12	-	12	-
Tennessee	8	-	8	-
Ohio	7	-	7	-
Louisiana	3	-	3	-
	128	89	131	86

The whole number of votes being 217, of which 109 make a majority; James Madison had for President of the United States 128 votes, and Elbridge Gerry had for Vice-President of the United States, 131 votes;

Whereupon,

The President of the Senate declared JAMES MADISON *elected President of the United States*, for four years, commencing with the fourth day of March next; and ELBRIDGE GERRY *Vice-President of the United States*, for four years, commencing on the fourth day of March next.

The votes of the electors were then delivered to the Secretary of the Senate; the two Houses of Congress separated, and the Senate returned to their own chamber; and

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

THURSDAY, February 11th, 1813.

The bill for the relief of Nathaniel G. Ingraham, Alexander Phoenix, and William Nixsen, junior, was read the second time.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act authorising the issuing of Treasury notes for the service of of the year one thousand eight hundred and thirteen," together with the amendments reported

thereto by the select committee; and Mr. Bradley was requested to take the chair; and having agreed to the amendments; the President resumed the chair; and

On motion,

Ordered, That the further consideration of the bill be postponed to, and made the order of the day for to-morrow.

On motion, by Mr. Smith, of New York,

Resolved, That a committee be appointed to join such committee as may be appointed by the House of Representatives, to wait on the President of the United States, and to notify to him his re-election to the office of President of the United States.

Ordered, That Mr Smith, of New York, and Mr. Franklin, be the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion, by Mr. Franklin,

Resolved, That the President of the United States be requested to cause to be transmitted to Elbridge Gerry, Esquire, of Massachusetts, Vice-President elect of the United States, notification of his election to that office, and that the President of the Senate do make and sign a certificate in the words following, to wit:

Be it known, That the Senate and House of Representatives of the United States of America being convened at the City of Washington, on the second Wednesday of February, in the year

of our Lord, one thousand eight hundred and thirteen, the underwritten President of the Senate, pro-tempore, did, in presence of the said Senate and House of Representatives, open all the certificates and count all the votes of the electors for a President and Vice-President of the United States; whereupon, it appeard that James Madison of Virginia, had a majority of the votes of the electors as President, and Elbridge Gerry of Massachusetts, had a majority of the votes of the electors as Vice-President; by all which it appears that James Madison of Virginia, has been duly elected President, and Elbridge Gerry of Massachusetts, has been duly elected Vice-President of the United States agreeably to the constitution.

In witness whereof, I have herewith set my hand and caused the seal of the Senate to be affixed this day of February, 1813;

And that the President of the Senate do cause the certificate aforesaid to be laid before the President of the United States, with this resolution.

Agreeably to the order of the day, the Senate resumed the consideration of the bill establishing the discipline of the army of the United States, and for other purposes; and Mr. Gregg was requested to take the chair;

On motion, by Mr. Leib,

To amend the bill by inserting sec. 1, line 5, after the words "army," the words "*and of the*

militia," thereby extending the provisions of the bill to the militia as well as army.

It was determined in the affirmative, yeas 14, nays 9

On motion, by Mr. Reed,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Campbell, *of Ten.*	Messrs. Hunter,
Crawford,	Leib,
Cutts,	Smith, *of Maryland*,
Franklin,	Tait,
Giles,	Taylor,
Gregg,	Turner,
Howell,	Worthington.

Those who voted in the negative, are

Messrs. German,	Messrs. Lloyd,
Gilman,	Reed,
Goodrich,	Smith, *of New York*,
Horsey,	Varnum.
Lambert,	

And the bill having been amended, the President resumed the chair; and

After debate,

On motion, by Mr. Franklin,

Ordered, That the further consideration of the bill be postponed until Monday next.

Mr. Campbell, of Tennessee, submitted the following motion for consideration:

Resolved, That the Secretary for the Department of War, be, and hereby is directed to prepare and report to the Senate such system of military discipline for the army and militia of

the United States as may be approved by him, and which in his opinion ought to receive the sanction of law.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill vesting in the President of the United States the power of retaliation in the cases therein specified; and Mr. Varnum was requested to take the chair;

And after debate, the President resumed the chair; and

On motion, by Mr. Bibb,

Ordered, That the further consideration of the bill be postponed to, and made the order of the day for to-morrow.

On motion,

Ordered, That the bill giving further time to purchasers of public lands north west of the river Ohio, to complete their payments, be postponed to Monday next.

After the consideration of confidential business,

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

FRIDAY, February 12th, 1813.

Mr. Campbell, of Ohio, reported from the committee that they had examined and found duly enrolled the bill, entitled "An act regulating pensions to persons on board private armed

ships," also the bill, entitled "An act confirming certain claims to lands in the district of Vincennes."

On motion, by Mr. Turner,

Ordered, That the resolution proposing an amendment to the constitution of the United States respecting the mode of electing representatives to Congress and electors of President and Vice-President of the United States, be made the order of the day for Monday next.

Agreeably to the order of the day, the Senate resumed the consideration of the bill, entitled "An act authorising the issuing of Treasury notes for the service of the year 1813;" and

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

Mr. Pope presented the memorial of the officers of the first regiment of volunteer light dragoons, from the state of Kentucky, representing that the said regiment had lost in the service of the United States a number of horses, the property of individuals, and praying remuneration; and the memorial was read.

On motion,

Ordered, That it be referred to the committee who had under consideration on the 9th of November last, so much of the message of the President of the United States, as concerns our relations with foreign powers, and the subject of volunteers, to consider and report thereon.

The Senate resumed, as in committee of the

whole, the consideration of the bill, entitled "An act for the relief of John Dixon and John Murray;" and Mr. Varnum was requested to take the chair;

On motion, by Mr. Pope,

To postpone the further consideration of the bill to the first Monday in December next;

It was determined in the negative, yeas 13, nays 15.

On motion, by Mr. Pope,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bibb,	Messrs. Robinson,
Bradley,	Smith, *of New York*,
Crawford,	Tait,
Cutts,	Taylor,
Franklin,	Turner,
Howell,	Varnum.
Pope,	

Those who voted in the negative, are

Messrs. Bayard,	Messrs. Lambert,
Brown,	Leib,
German,	Lloyd,
Giles,	Magruder,
Gilman,	Reed,
Goodrich,	Smith, *of Maryland*,
Horsey,	Worthington.
Hunter,	

And no amendment having been agreed to; the President resumed the chair; and

On the question, "Shall this bill be read a third time?"

It was determined in the affirmative, yeas 16, nays 12.

On motion, by Mr. Reed,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Hunter,
Bibb,	Lambert,
Brown,	Leib,
German,	Magruder,
Giles,	Reed,
Gilman,	Smith, *of Maryland*,
Goodrich,	Taylor,
Horsey,	Worthington.

Those who voted in the negative, are

Messrs. Bradley,	Howell,
Campbell, *of Ohio*,	Robinson,
Campbell, *of Ten.*	Smith, *of New York*,
Crawford,	Tait,
Cutts,	Turner,
Franklin,	Varnum.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of their President. And he withdrew.

The President signed the two enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

Mr. Dana from the committee appointed on the subject, reported a bill concerning seamen and shipping of the United States; and the bill was read.

Ordered, That it pass to the second reading.

Agreeably to the order of the day, the Senate resumed, as in committee of the whole, the consideration of the bill vesting in the President of the United States the power of retaliation in the cases therein specified.

On motion, by Mr. Bayard,

To postpone the further consideration of the bill until Monday next;

It was determined in the affirmative, yeas 15, nays 14.

On motion, by Campbell, of Tennessee,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,
Bradley,
Dana,
German,
Giles,
Gilman,
Goodrich,
Gregg,
Messrs. Horsey,
Hunter,
Lambert,
Lloyd.
Pope,
Reed,
Smith, *of Maryland*,

Those who voted in the negative, are

Messrs. Bibb,
Campbell, *of Ohio*,
Campbell, *of Ten.*
Crawford,
Cutts,
Franklin,
Howell,
Magruder,
Robinson,
Smith, *of New York*,
Taylor,
Turner,
Varnum,
Worthington.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

SATURDAY, FEBRUARY 13th, 1813.

The President communicated the report of the Secretary of the Navy, on monies transferred during the last recess of Congress, from certain appropriations for particular branches of expenditure in that Department, and of the application of such monies; and the report was read.

The President communicated the memorial of James Jay, stating that during the revolutionary war he rendered special services to the public, and advanced monies to a considerable amount, for which he prays remuneration; and the memorial was read.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act extending the time for issuing and locating military land warrants;" a bill, entitled "An act for the regulation of seamen on board the public ships, and in the merchant service of the United States;" a bill, entitled "An act to raise ten additional companies of rangers;" also a bill, entitled "An act making provision for an additional number of general officers;" in which bills, they request the concurrence of the Senate.

The House of Representatives concur in the resolution for the appointment of a joint committee to wait on the President of the United States, and notify to him his re-election to that office, and have appointed a committee on their part. And he withdrew.

The amendments to the bill, entitled "An act authorising the issuing of Treasury notes for the service of the year one thousand eight hundred and thirteen," were reported by the committee correctly engrossed, and the bill was read a third time as amended.

On motion, by Mr. Lloyd,

That the bill be recommitted for the purpose of striking out the power to pass the Treasury notes in payment of supplies, and also, for striking out that part of the bill which makes the said notes receivable in payment of impost;

It was determined in the affirmative, yeas 16, nays 14.

On motion, by Mr. Lloyd,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,
Bradley,
Brown,
German,
Giles,
Gilman,
Goodrich,
Gregg,
Messrs. Horsey,
Hunter,
Lambert,
Leib,
Lloyd,
Pope,
Reed,
Smith, *of Maryland*,

Those who voted in the negative, are

Messrs. Bibb,
Campbell, *of Ohio*,
Crawford,
Cutts,
Franklin,
Howell,
Magruder,
Messrs. Robinson,
Smith, *of New York*,
Tait,
Taylor,
Turner,
Varnum,
Worthington.

Ordered, That Mr. Bibb, Mr. Bayard, Mr. Lloyd, Mr. Franklin, and Mr. Tait, be the committee.

Mr. Pope gave notice that, on Monday next, he should ask leave to bring in a bill for the relief of the representatives of Samuel Lapsley, deceased.

Mr. Bradley gave notice that, on Monday next, he should ask leave to bring in a bill to encourage more effectually the destruction of the armed vessels of the enemy, entering the ports and harbors of the United States.

Mr. Taylor gave notice that, on Monday next, he should ask leave to bring in a bill for the relief of Joseph Brevard.

The following written message was received from the President of the United States, by Mr. Coles, his secretary.

To the Senate and House of Representatives of the United States.

I LAY before Congress, a statement of the militia of the United States, according to the latest returns received by the Department of War.

JAMES MADISON.

February 13th, 1813.

The message and statement were read.

The bill from the House of Representatives, entitled "An act for the regulation of seamen on board the public ships, and in the merchant service of the United States;" was read.

Ordered, That it pass to the second reading.

The bill from the House of Representatives, entitled "An act extending the time for issuing and locating military land warrants," was read.

Ordered, That it pass to the second reading.

After the consideration of confidential business, the Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, FEBRUARY 15th, 1813.

Mr. Worthington presented the petition of the president and directors of the Georgetown and Alexandria Road Company, praying an act may be passed for the better regulation of their tolls, and for sundry other provisions for the improvement of the property, as is stated at large in the petition, which was read.

On motion, by Mr. Worthington,

Resolved, That it be referred to a select committee to consider and report thereon, by bill or otherwise.

Ordered, That Mr. Worthington, Mr. Horsey, and Mr. Smith, of Maryland, be the committee.

Mr. Campbell, of Ohio, reported from the committee that, on the 13th instant, they laid before the President of the United States the two enrolled bills stated to have been examined on the 12th instant.

Agreeably to notice, Mr. Pope asked and obtained leave to bring in a bill for the relief of the representatives of Samuel Lapsley, deceased, and the bill was read.

Ordered, That it pass to the second reading.

Mr. Worthington gave notice that, to-morrow, he should ask leave to bring in a bill to authorise and empower the president and managers of the Washington Turnpike Company, of the state of Maryland, when organized, to extend and make their turnpike road to or from George town, in the District of Columbia, through the said district, to the line thereof.

The President communicated the report of the Secretary for the Department of Navy, comprehending contracts made by that Department, during the year 1812, prepared in obedience to the act, entitled "An act further to amend the several acts for the establishment and regulation of the Treasury, War, and Navy Departments;" and the report was read.

Agreeably to notice, Mr. Bradley asked and obtained leave to bring in a bill, to encourage more effectually the destruction of the armed vessels of the enemy entering the ports and harbors of the United States; and the bill was read.

Ordered, That it pass to the second reading.

Mr. Magruder, from the committee on the subject of public lands, to whom was referred the bill, entitled "An act giving further time to purchasers of public lands to complete their payments," reported it amended.

Mr. Bradley, from the committee to whom was referred the bill, entitled "An act altering the time and place for holding the circuit and

district courts in Vermont," reported it without amendment.

And, on his motion,

Resolved, That it be postponed to the first Monday in December next.

Ordered, That the Secretary notify the House of Representatives accordingly.

The President communicated the general account of the Treasurer of the United States, from October 1st, 1811, to October 1st, 1812, as also the accounts of the War and Navy Departments, for the same period, together with the reports of the accounting officers of the Treasury thereon, which were read.

The bill from the House of Representatives, entitled "An act to raise ten additional companies of rangers," was twice read by unanimous consent.

On motion, by Mr. Gregg,

Ordered, That it be referred to the committee appointed on the 9th of November last, on so much of the message of the President of the United States, as concerns our relations with foreign powers, to consider and report thereon.

The bill from the House of Representatives, entitled "An act making provision for an additional number of general officers," was read.

Ordered, That it pass to the second reading.

The bill concerning seamen and sh pping of the United States, was read the second time.

On motion, by Mr. Smith, of Maryland,

Ordered, That it be made the order of the day for to morrow.

The bill from the House of Representatives,

entitled "An act for the regulation of seamen on board the public ships and in the merchant service of the United States," was read the second time.

On motion, by Mr. Lloyd,

Resolved, That it be referred to a select committee, to consist of five members, to consider and report thereon.

Ordered, That Mr. Giles, Mr. Bayard, Mr. Lloyd, Mr. Smith, of Maryland, and Mr. Hunter, be the committee.

The bill, entitled "An act extending the time for issuing and locating military land warrants," was read the second time.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act supplementary to the act for increasing the navy," in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

Ordered, That it pass to the second reading.

The bill. entitled "An act for the relief of John Dixon and John Murray," was read the third time.

Resolved, That this bill do not pass.

Agreeably to the order of the day the Senate resumed, as in committee of the whole, the consideration of the resolution proposing an amendment to the constitution of the United States res-

pecting the mode of electing representatives to Congress, and electors of President and Vice-President of the United States; and Mr. Gregg was requested to take the chair; and

The amendment reported by the select committee having been agreed to; the President resumed the chair.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postpened.

TUESDAY, FEBRUARY 16th, 1813.

On motion, by Mr. Worthington, one of the majority;

It was agreed to reconsider the third reading of the bill, entitled "An act for the relief of John Dixon and John Murray;" and

On the question, "Shall this bill pass?"

It was determined in the affirmative, yeas 18, nays 13.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Hunter,
Bibb,	Lambert,
Brown,	Leib,
Dana,	Lloyd,
German,	Pope,
Giles,	Reed,
Gilman,	Smith, *of Maryland*,
Goodrich,	Taylor,
Horsey,	Worthington.

Those who voted in the negative, are

Messrs. Campbell, *of Ohio*,	Messrs. Howell,
Campbell, *of Ten.*	Robinson,
Crawford,	Smith, *of New York*,
Cutts,	Tait,
Franklin,	Turner,
Gaillard,	Varnum.
Gregg,	

So it was

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed the bill which originated in the Senate, entitled " An act giving further time for registering claims to lands in the eastern district of the territory of Orleans (now state of Louisiana)," with amendments, in which they request the concurrence of the Senate.

They have passed a bill, entitled " An act authorising the discharge of Daniel Updike from his imprisonment;" a bill, entitled " An act authorising the appointment of additional officers in the respective territories of the United States;" also a bill, entitled " An act for the relief of Samuel Ellis;" in which bills they request the concurrence of the Senate. And he withdrew.

The three bills last mentioned were read.

Ordered, That they severally pass to the second reading.

Agreeably to notice, Mr. Worthington asked and obtained leave to bring in a bill to authorise and empower the president and managers of the Washington Turnpike Company, of the state of Maryland, when organized, to extend and make their turnpike road to or from Georgetown, in the District of Columbia, through the said district, to the line thereof.

And the bill was twice read by unanimous consent; and

On his motion,

Ordered, That it be referred to the committee appointed yesterday, on the petition of the president and directors of the Georgetown and Alexandria Road Company, to consider and report thereon.

Agreeably to notice, Mr. Taylor asked and obtained leave to bring in a bill for the relief of Joseph Brevard, of South Carolina; and the bill was read.

Ordered. That it pass to the second reading.

Mr. Smith, of New York, from the joint committee appointed for the purpose, reported that, pursuant to the resolution, the joint committee of the Senate and House of Representatives yesterday waited on the President of the United States and notified to him his re-election to that office.

Mr. Leib, from the committee to whom were referred the several memorials of Richard Dodd and Elijah Bryan, and of William Compton, made a report; and

On his motion,

Ordered, That the committee be discharged from the further consideration thereof.

The bill for the relief of the representatives of Samuel Lapsley, deceased, was read the second time.

On motion, by Mr. Pope,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Pope, Mr. Bayard, and Mr. Brown, be the committee.

The bill to encourage more effectually the destruction of armed vessels of the enemy entering the ports and harbors of the United States, was read the second time.

The bill, entitled "An act supplementary to the act for increasing the navy," was read the second time.

On motion,

Ordered, That it be referred to the committee appointed on the 9th of November last, on the naval establishment of the United States, to consider and report thereon.

Mr. Bradley presented the memorial of the Pennsylvania Society, for promoting the abolition of slavery, stating that the laws prohibiting the African slave trade are violated by American citizens to a very great extent, the flags of foreign nations being employed to protect this traffic, and the ports of those dominions furnishing a market for cargoes thus illegally procured; and praying that means may be devised to restrain more effec-

tually this inhuman practice; and the memorial was read.

On motion,

Resolved, That the petition of James Jay be referred to a select committee to consider and report thereon.

Ordered, That Mr. Brent, Mr. German, and Mr. Robinson, be the committee.

The bill, entitled "An act making provision for an additional number of general officers," was read the second time.

On motion,

Ordered, That it be referred to the committee appointed the 9th of November last, on so much of the message of the President of the United States as concerns our relations with foreign powers, to consider and report thereon.

On motion,

It was agreed that the resolution proposing an amendment to the constitution of the United States respecting the mode of electing representatives to Congress, and electors of President and Vice-President of the United States, be postponed to, and made the order of the day for to-morrow.

Mr. Pope from the committee to whom was referred the bill for the relief of the representatives of Samuel Lapsley, deceased, reported it without amendment.

On motion, by Mr. Worthington,

Ordered, That the amendments of the House of Representatives to the bill, entitled "An act giving further time for registering claims to lands

in the eastern district of the territory of Orleans, (now state of Louisiana)," be referred to the committee appointed on the subject of public lands to consider and report thereon.

The Senate resumed the consideration of the bill vesting in the President of the United States the power of retaliation in the cases therein specified; and

After debate,

Ordered, That the further consideration of the bill be postponed to, and made the order of the day for to-morrow.

After the consideration of executive and confidential business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

WEDNESDAY, February 17th, 1813.

Mr. Campbell, of Tennessee, from the committee to whom was referred the bill, entitled "An act to raise ten additional companies of rangers," reported it without amendment.

He also reported from the same committee the bill, entitled "An act making provision for an additional number of general officers," without amendment.

The bill for the relief of Joseph Brevard, was read the second time.

On motion, by Mr. Taylor,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Taylor, Mr. Bayard, and Mr. Pope, be the committee.

The bill, entitled "An act authorising the discharge of Daniel Updike from his imprisonment," was read the second time.

The bill, entitled "An act for the relief of Samuel Ellis," was read the second time.

Mr. Bradley, from the committee to whom was referred the bill, entitled "An act authorising an increase of the capital stock of the Bank of Washington," reported it without amendment.

The bill, entitled "An act authorising the appointment of additional officers in the respective territories of the United States," was read the second time.

Mr. Worthington, from the committee to whom was referred the bill to authorise and empower the president and managers of the Washington Turnpike Company, of the state of Maryland, when organized, to extend and make their turnpike to or from Georgetown, in the District of Columbia, through the said district, to the line thereof, reported it without amendment.

Agreeably to the order of the day, the Senate resumed the consideration of the resolution proposing an amendment to the constitution of the United States, respecting the mode of electing representatives to Congress, and electors of President and Vice-President of the United States, together with the amendment to the amendment.

On motion, by Mr. German,

To postpone the further consideration thereof to the first Monday in December next;

It was determined in the negative, yeas 9, nays 19.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Dana,	Messrs. Hunter,
German,	Lambert,
Gilman,	Lloyd,
Goodrich,	Tait.
Horsey,	

Those who voted in the negative, are

Messrs. Bayard,	Messrs. Giles,
Bibb,	Howell,
Brent,	Pope,
Brown,	Reed,
Campbell, *of Ohio*,	Smith, *of Maryland*,
Campbell, *of Ten.*	Taylor,
Crawford,	Turner,
Cutts,	Varnum,
Franklin,	Worthington.
Gaillard,	

On motion, by Mr. German,

To amend the amendment, by striking out from the word "entitled," in the 6th line, to the word "in," in the tenth line, the following words, "Each district shall contain, as nearly as may be, equal numbers, which shall be determined by adding to the whole number of free persons, including those bound to service for a term of years and excluding Indians not taxed, three fifths of all other persons," and insert in lieu thereof, "*and the electors shall be apportioned amongst the*

several states, according to the whole number of free white persons in each state, including those bound to service for a term of years."

It was determined in the negative, yeas 7, nays 26.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bradley,	Messrs. Goodrich,
Dana,	Lambert,
German,	Lloyd.
Gilman,	

Those who voted in the negative, are

Messrs. Bayard,	Messrs. Howell,
Bibb,	Hunter,
Brent,	Leib,
Brown,	Pope,
Campbell, *of Ohio*,	Reed,
Campbell, *of Ten.*	Robinson,
Crawford,	Smith, *of Maryland*,
Cutts,	Smith, *of New York*,
Franklin,	Tait,
Gaillard,	Taylor,
Giles,	Turner,
Gregg,	Varnum,
Horsey,	Worthington.

On the question, "Shall this resolution be engrossed and read a third time as amended?"

It was determined in the affirmative.

Mr. Tait gave notice, that he will to-morrow ask leave to bring in a bill to alter the times and

places of holding the circuit courts in the sixth judicial circuit of the United States.

Mr. Lloyd gave notice that he will to-morrow ask leave to bring in a bill directing the Secretary of the Treasury to remit certain fines, penalties, and forfeitures, therein mentioned.

The Senate resumed, as in committee of the whole, the consideration of the bill vesting in the President of the United States the power of retaliation, in the cases therein specified.

On motion, by Mr. Bayard,

To amend the bill by striking out from the word "retaliation," in the 14th line, to the word "provided," in the 28th line, the following words, "by a like punishment, to be executed on some person taken in arms, in the service of Great Britain, against the United States, designating for that purpose, in the first instance, a prisoner who, having been born within the United States, and having been a citizen thereof, shall have been taken whilst voluntarily bearing arms in the service of Great Britain, against the United States; or if there shall be no prisoner of that description, such other prisoner, being a native of some one of the British colonies, now the United States, as may not have been a citizen of the United States; and in case there shall be no prisoner, or not a sufficient number of prisoners of either of the said descriptions, it shall then be lawful for the President of the United States to cause the retaliation to be executed on any British subject or subjects, taken in arms

against the United States," for the purpose of inserting in lieu thereof, the following words, "*To be made and inflicted upon one or more subjects of the crown of the United Kingdom of Great Britain and Ireland, in such manner as in his opinion will be likely to prevent in future the commission of similar outrages or abuses.*"

A division of the question was asked for, and taken on *striking out*, and determined in the negative, yeas 11, nays 17.

On motion, by Mr. Campbell, of Tennessee,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,
Bradley,
Dana,
German,
Giles,
Goodrich,
Messrs. Hunter,
Lambert,
Lloyd,
Reed,
Smith, *of Maryland.*

Those who voted in the negative, are

Messrs. Brent,
Brown,
Campbell, *of Ohio*,
Campbell, *of Ten.*
Crawford,
Cutts,
Franklin,
Gaillard,
Howell,
Messrs. Leib,
Robinson,
Smith, *of New York*,
Tait,
Taylor,
Turner,
Varnum,
Worthington.

And the bill having been amended, the President reported it to the House accordingly; and

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative, yeas 20, nays 5.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bibb,	Messrs. Leib,
Brent,	Reed,
Brown,	Robinson,
Campbell, *of Ohio*,	Smith, *of Maryland*,
Campbell, *of Ten.*	Smith, *of New York*,
Crawford,	Tait,
Cutts,	Taylor,
Franklin,	Turner,
Gaillard,	Varnum,
Howell,	Worthington.

Those who voted in the negative, are

Messrs. German,	Messrs. Lambert,
Goodrich,	Lloyd.
Hunter,	

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

THURSDAY, February 18th, 1813.

The President communicatad a letter from William Tatham, in illustration of his documents on the subject of maritime defence, presented on the 24th of December last; which was read; and

On motion. by Mr. Franklin,

Ordered, That his letters and documents above

mentioned, be referred to the Secretary for the Department of War, to consider and report thereon.

Agreeably to notice, Mr. Tait asked and obtained leave to bring in a bill to alter the times and places of holding the circuit courts for the sixth circuit of the United States; and the bill was read.

Ordered, That it pass to the second reading.

Agreeably to notice, Mr. Lloyd asked and obtained leave to bring in a bill directing the Secretary of the Treasury to remit certain fines, penalties and forfeitures, therein mentioned; and the bill was twice read by unanimous consent.

On motion, by Mr. Lloyd,

Resolved, That it be referred to a select committee, to consist of five members, to consider and report thereon.

Ordered, That Mr. Lloyd, Mr. Smith, of Maryland, Mr. Giles, Mr. Brent, and Mr. Gaillard, be the committee.

Mr. Campbell, of Tennessee, from the committee to whom the subject was referred, reported in part, a bill authorising the payment for waggons and teams captured or destroyed by the enemy; and the bill was read.

Ordered, That it be read the second time.

Mr. Brown gave notice that to-morrow he should ask leave to bring in a bill to establish certain post roads in the state of Louisiana.

The bill vesting in the President of the United States the power of retaliation in the cases there-

in specified, was reported by the committee correctly engrossed, and read the third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, yeas 17, nays 4.

On motion, by Mr. Dana,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Brent,	Messrs. Reed,
Campbell, *of Ohio*,	Robinson,
Campbell, *of Ten.*	Smith, *of New York*,
Crawford,	Tait,
Franklin,	Taylor,
Gaillard,	Turner,
Howell,	Varnum,
Leib,	Worthington.
Magruder,	

Those who voted in the negative, are

Messrs. Dana,	Messrs. Goodrich,
Gilman,	Lambert.

So it was

Resolved, That this bill pass, and that the title thereof be "An act vesting in the President of the United States the power of retaliation in the cases therein specified."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The resolution proposing an amendment to the constitution of the United States, respecting the mode of electing representatives to Congress and electors of President and Vice President of the

United States, was reported by the committee correctly engrossed and read a third time as amended.

A motion was made by Mr. German to postpone the further consideration thereof, until tomorrow, which was determined in the negative.

On motion, by Mr. German,

To postpone the further consideration thereof to the first Monday in June next;

It was determined in the negative, yeas 13, nays 19.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Crawford,	Messrs. Howell,
Dana,	Hunter,
German,	Lambert,
Gilman,	Lloyd,
Goodrich,	Tait,
Gregg,	Taylor.
Horsey,	

Those who voted in the negative, are

Messrs. Bayard,	Messrs. Leib,
Bibb,	Pope,
Brent,	Reed,
Brown,	Robinson,
Campbell, *of Ohio*,	Smith, *of Maryland*,
Campbell, *of Ten.*	Smith, *of New York*,
Cutts,	Turner,
Franklin,	Varnum,
Giles,	Worthington.

On the question, "Shall this resolution pass as amended?"

It was determined in the affirmative, yeas 22, nays 9.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Howell,
Bibb,	Lambert,
Brent,	Leib,
Brown,	Pope,
Campbell, *of Ohio*,	Reed,
Campbell, *of Ten.*	Robinson,
Crawford,	Smith, *of Maryland*,
Cutts,	Smith, *of New York*,
Franklin,	Turner,
Gaillard,	Varnum,
Giles,	Worthington.

Those who voted in the negative, are

Messrs. Dana,	Messrs. Horsey,
German,	Lloyd,
Gilman,	Tait,
Goodrich,	Taylor.
Gregg,	

So it was

Resolved, That this resolution pass, amended as follows:

" *Resolved, by the Senate and House of Representatives of the United States of America in Congress assembled*, That the electors of President and Vice-President of the United States shall be chosen by districts; and for that purpose each state shall by its legislature be divided into a number of districts, equal to the number of elec-

tors to which the state may be entitled. Each district shall contain, as nearly as may be, equal numbers, which shall be determined by adding to the whole number of free persons, including those bound to service for a term of years, and excluding Indians not taxed, three-fifths of all other persons. In each district the persons qualified to vote for representatives in the Congress of the United States, shall choose one elector. The legislature of each state shall have power to regulate the manner of holding elections and making returns of the electors chosen by the people.

"In case all the electors should not meet at the time and place appointed for giving their votes, a majority of the electors met shall have power, and forthwith shall proceed to supply the vacancy.

"The districts for choosing electors of President and Vice-President of the United States shall not be altered in any state until an enumeration and an apportionment of representatives shall be made subsequent to a division of the states into districts. The division of the state into districts shall take place as soon as conveniently may be after this amendment shall become a part of the constitution of the United States, and successively afterwards whenever a new enumeration and apportionment of representatives shall be made."

Ordered, That the Secretary request the concurrence of the House of Representives in this resolution.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act making appropriations for the support of government for the year 1813;" a bill, entitled "An act establishing an elementary exercise for the infantry of the militia and army of the United States;" also a bill, entitled "An act in addition to an act regulating the post office establishment;" in which bills they request the concurrence of the Senate. And he withdrew.

The three bills last mentioned were read.

Ordered, That they severally pass to the second reading.

On motion, by Mr. Smith, of Maryland,

The bill, entitled "An act making appropriations for the support of government for the year 1813," was read the second time by unanimous consent.

On motion,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Tait, Mr. Bayard, and Mr. Smith, of Maryland, be the committee.

Mr. Lloyd presented the memorial of Joseph Wiggin, of Boston, in the state of Massachusetts, stating that at the time of the declaration of war the house of Timothy and Joseph Wiggin had goods to a large amount in Montreal, and other goods, which were shipped before the war was known in England, arrived in Montreal soon

after, and some time in the month of August last; apprehending an invasion of Lower Canada, and that their property thereby would be exposed to danger, they caused it to be removed to the United States, which was seized and libelled by the collector, for a violation of the non-importation law, and praying relief; and the memorial was read.

On motion, by Mr. Lloyd,

Ordered, That it be referred to the committee to whom was referred the bill directing the Secretary of the Treasury to remit certain fines, penalties and forfeitures, therein mentioned, to consider and report thereon.

Mr. Giles from the committee to whom was referred the bill, entitled "An act for the regulation of seamen on board the public ships, and in the merchant service of the United States;" reported it with amendment.

Mr. Taylor from the committee to whom was referred the bill for the relief of Joseph Brevard, reported it without amendment.

Mr. Bibb from the committee to whom was recommitted the bill authorising the issuing of Treasury notes, for the service of the year 1813, reported it without amendment.

The Senate resumed, as in committee of the whole, the consideration of the bill concerning seamen and shipping of the United States; and Mr. Gregg was requested to take the chair; and

After debate, the President resumed the chair; and

On motion,

Ordered, That the further consideration of the bill be postponed to, and made the order of the day for to-morrow.

The President communicated a report of the Secretary for the Department of State, on the subject of the registered seamen of the United States, prepared in obedience to the order of the Senate, of the 28th of January; which was read.

After the consideration of the executive and confidential business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

FRIDAY, February 19th, 1813.

Mr. Goodrich presented the petition of Talcott Wolcott, of Hartford in Connecticut, stating that his brig, Gustavus, with a cargo of 242 hogsheads of rum, and other small articles, arrived at New London, from the Island of Tobago on the 11th of May 1811, and was seized and libelled by the collector for a violation of the non-importation law, and condemned in the district court for Connecticut district, and praying relief for reasons stated in the petition; which was read.

Mr. Bayard submitted the following motion for consideration:

Resolved, That the Secretary of the Senate cause to be printed the acts of Congress, passed during the present session, and also from time to time the acts which may be passed, and that he

furnish each member of the Senate with a copy of the same.

The bill which originated in the House of Representatives, entitled "An act establishing an elementary exercise for the infantry of the militia and army of the United States," was read the second time.

On motion,

Resolved, That it be referred to a select committee to consist of five members, to consider and report thereon.

Ordered, That Mr. Varnum, Mr. Reed, Mr. Bayard, Mr. Smith, of Maryland, and Mr. Leib, be the committee.

On motion,

Ordered, That the bill which originated in the Senate, establishing the discipline of the army of the United States, and for other purposes; together with the motion of Mr. Campbell, of Tennessee, directing the Secretary for the Department of War, to prepare and report a system of military discipline, be referred to the last mentioned committee to consider and report thereon.

Mr. Brent, from the committee to whom was referred the bill, entitled "An act to incorporate a fire insurance company in the town of Alexandria in the District of Columbia," reported it without amendment.

The bill, entitled "An act in addition to an act regulating the post office establishment," was read the second time.

On motion, by Mr. Franklin,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Franklin, Mr. Brown, and Mr. Bayard, be the committee.

On motion, by Mr. Hunter,

Resolved, That the bill, entitled "An act authorising the discharge of Daniel Updike from his imprisonment," be referred to a select committee to consider and report thereon.

Ordered, That Mr. Hunter, Mr. Goodrich, and Mr. Howell, be the committee.

The bill to alter the times and places of holding the circuit courts for the sixth circuit of the United States, was read the second time.

The Senate resumed, as in committee of the whole, the consideration of the bill concerning seamen and shipping of the United States; and Mr. Gregg was requested to take the chair; and

The bill having been amended, the President resumed the chair, and Mr. Gregg reported the bill to the House accordingly.

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative.

Mr. Smith, of Maryland, presented the memorial of the inhabitants of the city of Baltimore, praying that no alteration may be made in the present non-importation acts, for reasons stated at large in the memorial, which was read.

On motion, by Mr. Smith, of Maryland,

Ordered, That it be printed for the use of the Senate.

Mr. Leib presented the memorial of James

Josiah and others, stating that they had established at great expense, salt works at Cape May and Cape Henlopen, for the purpose of making fine salt, and praying an additional duty on the importation of fine salt, or some other encouragement, for reasons stated at large in the memorial, which was read.

Mr. Lloyd presented the memorial of Nathaniel Lislbee and others, merchants of Salem in Massachusetts, stating that they were owners of the brig Edwin, which was captured on the 25th of August last, whilst on a return voyage to the United States, by an Algerine cruiser, where the officers and crew, nine in number, are held as slaves; and praying the interposition of Congress for their relief.

On motion,

Ordered, That it be referred to the committee to whom was referred, on the 9th of November last, so much of the message of the President of the United States as relates to our relations with foreign powers, to consider and report thereon, by bill or otherwise.

Mr. Brown, agreeably to notice yesterday, asked and obtained leave to bring in a bill to establish certain post roads in the state of Louisiana; and the bill was twice read by unanimous consent.

On motion, by Mr. Brown,

Ordered, That it be referred to the committee to whom was referred the bill, entitled "An act in addition to an act regulating the post office establishment," to consider and report thereon.

On motion, by Mr. Bibb,

Ordered, That the further consideration of the bill, entitled "An act authorising the issuing of Treasury notes for the service of the year 1813," be postponed to, and made the order of the day for to-morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act for the relief of Royal Converce;" and

Ordered, That it pass to a third reading.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act to impose a duty on the importation of iron wire;" and

Ordered, That it pass to a third reading.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act to raise ten additional companies of rangers;" and

Ordered, That it pass to a third reading.

The Senate resumed, as in committee of the whole, the consideration of the bill to encourage more effectually the destruction of armed vessels of the enemy, entering the ports and harbors of the United States; Mr. Varnum was requested to take the chair; and the bill having been amended,

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

SATURDAY, FEBRUARY 20th, 1813.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act giving further time for delivering the evidence in the support of claims to land in the territory of Missouri, and for regulating the donation grants therein;" a bill, entitled "An act to release the claims of the United States in certain goods, wares, and merchandise, captured by private armed vessels;" a bill, entitled "An act regulating foreign coins, and for other purposes;" a bill, entitled "An act to encourage vaccination;" also a bill, entitled "An act for the relief of Susannah Wiley;" in which bills they request the concurrence of the Senate.

They have passed the bill which originated in the Senate, entitled "An act for the relief of Reuben Attwater," and the bill for the relief of John Redfield, junior. And he withdrew.

Mr. Lloyd, from the committee to whom was referred the bill directing the Secretary of the Treasury to remit certain fines, penalties, and forfeitures, therein mentioned, reported it with amendments.

Mr. Franklin, from the committee to whom was referred the bill, entitled "An act in addition to an act regulating the post office establishment," reported it with amendment.

The Senate resumed the consideration of the bill, entitled "An act authorising the issuing of

Treasury notes for the service of the year 1813;" Mr. Varnum was requested to take the chair; and

On motion, by Mr. Lloyd,

To amend the bill by striking out in the fifth section the following words: "That the Secretary of the Treasury be, and he is hereby authorised, with the approbation of the President of the United States, to cause to be issued such portion of the said Treasury notes as the President may think expedient in payment of supplies;"

It was determined in the negative, yeas 8, nays 17.

On motion, by Mr. Lloyd,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard, Dana, Giles, Gilman, Goodrich, Hunter, Lloyd, Pope.

Those who voted in the negative, are

Messrs. Bibb, Brent, Brown, Campbell, *of Ohio*, Crawford, Cutts, Franklin, Gaillard, Howell, Leib, Robinson, Smith, *of New York*, Tait, Taylor, Turner, Varnum, Worthington.

On motion, by Mr. Lloyd,

To amend the bill by striking out in the 8th

section the following words: "That the said Treasury notes wherever made payable, shall be every where received in payment of all duties and taxes laid by the authority of the United States."

It was determined in the negative, yeas 11 nays 17.

On motion, by Mr. Lloyd,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,
Dana,
German,
Giles,
Gilman,
Goodrich,
Messrs. Hunter,
Lloyd,
Pope,
Reed,
Smith, *of Maryland.*

Those who voted in the negative, are

Messrs. Bibb,
Brent,
Brown,
Campbell, *of Ohio,*
Campbell, *of Ten.*
Crawford,
Cutts,
Franklin,
Gaillard.
Messrs. Howell,
Robinson,
Smith, *of New York,*
Tait,
Taylor,
Turner,
Varnum,
Worthington.

And the bill having been amended, the President resumed the chair; and

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative, yeas 17, nays 9.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bibb,
Brent,
Brown,
Campbell, *of Ohio*,
Campbell, *of Ten.*
Crawford,
Cutts,
Franklin,
Gaillard,
Messrs. Howell,
Robinson,
Smith, *of New York*,
Tait,
Taylor,
Turner,
Varnum,
Worthington.

Those who voted in the negative, are

Messrs. Bayard,
Dana,
German,
Giles,
Goodrich,
Messrs. Hunter,
Lloyd,
Pope,
Reed.

The bill, entitled "An act for the relief of Royal Converce," was read the third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill, entitled "An act to impose a duty on the importation of iron wire," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill, entitled "An act to raise ten additional companies of rangers," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Worthington, from the committee to whom was referred the petition of the president and directors of the Georgetown and Alexandria Road Company, reported a bill supplementary to an act, entitled " An act to authorise the making a turnpike road from Mason's causeway to the town of Alexandria;" and the bill was read.

Ordered, That it pass to the second reading.

Mr. Hunter, from the committee to whom was referred the bill, entitled " An act authorising the discharge of Daniel Updike from his imprisonment," reported it without amendment.

On motion,

It was agreed that the further consideration of the bill, entitled " An act making provision for an additional number of general officers," be postponed to, and made the order of the day for, Monday next.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, February 22d, 1813.

The five bills brought up on Saturday last for concurrence were read.

Ordered, That they severally pass to the second reading.

Mr. Lloyd presented the petition of Erving and Smith and others; and

On his motion,

Ordered, That it be referred to the committee who had under consideration on the 18th instant, the bill directing the Secretary of the Treasury to remit certain fines, penalties, and forfeitures, to consider and report thereon.

The bill concerning seamen and shipping of the United States, was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act concerning seamen and shipping of the United States."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The amendment to the bill, entitled "An act authorising the issuing of Treasury notes for the service of the year 1813," was reported by the committee correctly engrossed, and the bill was read a third time as amended.

On the question, "Shall this bill pass as amended?"

It was determined in the affirmative, yeas 18, nays 9.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bibb, Brent, Messrs. Brown, Campbell, *of Ohio*,

Messrs. Campbell, *of Ten.* Messrs. Robinson,
Crawford, Smith, *of New York*,
Cutts, Tait,
Franklin, Taylor,
Gaillard, Turner,
Gregg, Varnum,
Howell, Worthington.

Those who voted in the negative, are

Messrs. Bayard, Messrs. Hunter,
Bradley, Lambert,
Giles, Lloyd,
Gilman, Reed.
Goodrich,

So it was

Resolved, That this bill pass with amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

Mr. Bayard, from the committee to whom was referred the memorial of John Worthington and others, and of Oliver Evans, made report, which was read.

On request,

Mr. Brent was excused from serving on the committee to whom was referred the petition of James Jay.

On motion, by Mr. Leib,

Ordered, That the committee be discharged from the further consideration of the petition of Margaret Arundell.

Mr. Campbell, of Ohio, reported from the committee that they had examined and found duly enrolled, the bill entitled " An act for the relief

of John Redfield, junior;" also the bill, entitled "An act for the relief of Reuben Attwater."

Agreeably to the order of the day the Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act making provision for an additional number of general officers."

Mr. Gregg was requested to take the chair; and no amendment having been agreed to, the President resumed the chair; and

Ordered, That the bill pass to a third reading.

The Senate resumed, as in committee of the whole, the bill directing the Secretary of the Treasury, to remit certain fines, penalties, and forfeitures; and Mr. Varnum was requested to take the chair; and

The bill having been amended, the President resumed the chair; and

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative.

The following written message was received from the President of the United States, by Mr. Coles, his secretary:

To the Senate and House of
Representatives of the United States.

I LAY before Congress a letter, with accompanying documents, from Captain Bainbridge, now commanding the United States' frigate "the Constitution," reporting his capture and destruction of the British frigate "the Java."

The circumstances and the issue of this combat, afford another example of the professional skill and heroic spirit which prevail in our naval service. The signal display of both, by Captain Bainbridge, his officers, and crew, command the highest praise.

This being a second instance in which the condition of the captured ship, by rendering it impossible to get her into port, has barred a contemplated reward of successful valor, I recommend to the consideration of Congress, the equity and propriety of a general provision, allowing, in such cases both past and future, a fair proportion of the value which would accrue to the captors, on the safe arrival and sale of the prize.

JAMES MADISON.

February 22d, 1813.

The message and accompanying documents were read.

On motion,

Ordered, That they be referred to the committee appointed the 9th ovember, who have under consideration the naval affairs of the United States, to consider and report thereon.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

TUESDAY, FEBRUARY 23d, 1813.

The Senate resumed the consideration of the motion made on the 19th instant, by Mr. Bayard for printing the laws; and the motion was adopted.

The bill supplementary to an act, entitled "An act to authorise the making a turnpike road from Mason's causeway to the town of Alexandria," was read the second time.

The bill, entitled "An act to encourage vaccination," was read the second time.

On motion, by Mr. Smith, of Maryland,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Smith, of Maryland, Mr. Leib, and Mr. Campbell, of Ohio, be the committee.

Mr. Smith, of Maryland, from the committee to whom the subject was referred, reported a bill providing compensation to the officers and crews of the Constitution and Wasp, for capturing and destroying the British frigates Guerriere and Java, and sloop of war Frolic; and the bill was read.

Ordered, That it pass to the second reading.

Mr. Lloyd, from the committee to whom the subject was referred, reported a bill authorising the remission of fines, penalties, and forfeitures, in certain cases, by a judge of the district court of the United States; and the bill was twice read by unanimous consent.

And it was agreed that it be made the order of the day for Thursday next.

Mr. Leib presented the memorial of a number of inhabitants of the city and liberties of Philadelphia, stating that they are natives of the United Kingdom of Great Britain and Ireland, and citizens of the United States by adoption, and that by a late proclamation issued by the Prince Regent of said Kingdom, the penalty of death is denounced against such of the natural born subjects thereof, as shall adhere or give aid to the United States, thereby subjecting them to the punishment for treason against said Kingdom, whenever the United States shall call upon them to take part in the existing war, and praying such provision for their protection as the wisdom of Congress may dictate; and the memorial was read.

The bill, entitled "An act to release the claims of the United States in certain goods, wares, and merchandise, captured by private armed vessels," was read the second time.

The bill, entitled "An act regulating foreign coins and for other purposes," was read the second time.

On motion,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Giles, Mr. Lloyd, and Mr. Bayard, be the committee.

The Senate resumed the consideration of the report of the committee to whom were referred the memorials of John Worthington, and others, and Oliver Evans, and agreed thereto as follows:

"That the subject of the memorials is of considerable interest and importance to the community, and involves difficulties which would require more time and patient investigation fully to understand, than can be bestowed upon it during the remnant of the present session.

The committee confine themselves to stating, that the grievance complained of by the memorialists first mentioned, proceeds from an act of Congress, passed the 21st day of January in the year 1808, whereby a patent which had before that time been granted to Oliver Evans, for fourteen years, for certain mill machinery, and which had expired by its own limitation, was renewed and continued for fourteen years from the date of the act. It appears that in the interval between the expiration and renewal of the patent, several grist mills were erected into which the use of Mr. Evans' machinery was introduced.

By a judicial construction of the act of Congress, it is held to prohibit the use of the machinery after the passing of the act, without the licence of the patentee, although the mill and machinery were constructed when no patent or exclusive right existed.

It also appears that the price at which Mr. Evans rated his licences before the act of 1808, for one water wheel, was from 30 to 40 dollars.

Since that act, his prices have been gradually augmented, and he now requires from 3 to 400 dollars for the machinery used in the manufac-

ture of flour by each pair of stones of six feet diameter.

In a single mill having several pair of stones, a demand was made of 2,200 dollars for the use of the machinery.

The machinery is undeniably of great importance to the public, but the increased and increasing prices of the patentee, threaten the imposition of an intolerable burthen upon a very useful and important class of manufacturers.

The committee are not prepared to recommend any specific relief in the case, and conceiving that it deserves more attention than it can receive during the present session, consider that it would be adviseable to abstain from acting upon the subject at this time, and to leave it to the maturer consideration of the ensuing Congress. The following resolution is submitted:

Resolved, That the committee to whom were referred the memorials of John Worthington, and others, and of Oliver Evans, be discharged from the further consideration of the subject of the said memorials."

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed a bill, entitled "An act to alter the times of holding the district court for the district of New York and Virginia, and to authorise the district judges to appoint commissioners to take affidavits and bail in certain cases;" a bill, entitled "An act to continue in force for a limited

time, the first section of the act, entitled 'An act further to protect the commerce and seamen of the United States against the Barbary powers;" a bill, entitled "An act supplementary to the acts heretofore passed on the subject of an uniform rule of naturalization;" also a bill, entitled "An act forbidding the restoration of goods, wares, and merchandise, seized or libelled under any law prohibiting the importation thereof; laying an additional duty on foreign tonnage, and providing for the unlading of articles on which no duty is imposed under the inspection of an officer of the customs," in which bills they request the concurrence of the Senate.

They concur in the amendments of the Senate to the bill, entitled "An act authorising the issuing of Treasury notes for the service of the year 1813."

The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of their President. And he withdrew.

The three bills first mentioned in the message and brought up for concurrence this day were read.

Ordered, That the severally pass to the second reading.

The President signed the two enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

The bill, entitled "An act for the relief of Susannah Wiley, was read the second time.

On motion, by Mr. Gregg,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Gregg, Mr. Goodrich, and Mr. Varnum, be the committee.

The bill, entitled "An act allowing further time for delivering the evidence in support of claims to land in the territory of Missouri, and for regulating the donation grants therein," was read the second time.

On motion,

Resolved, That it be referred to the committee appointed the 2d of December last, on the subject of public lands, to consider and report thereon.

The bill, entitled "An act making provision for an additional number of general officers," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill directing the Secretary of the Treasury to remit certain fines, penalties, and forfeitures, therein mentioned, was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act directing the Secretary of the Treasury to remit certain fines, penalties, and forfeitures, therein mentioned."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Bayard presented the petition of Thomas Sim Lee, and others, citizens of Georgetown, in the District of Columbia, stating that they are proprietors of more than six parts out of seven of the property contained in "Deakins, Lee, and Casanaves," addition to Georgetown, and that considerable inconvenience and obstruction result to them in their improvements, from the present plan or plat thereof; and praying relief.

On motion, by Mr. Bayard,

Resolved, That it be referred to a select committee to consider and report thereon, by bill or otherwise.

Ordered, That Mr. Bayard, Mr. Brent, and Mr. Hunter, be the committee.

On motion, by Mr. Leib,

Ordered, That the further consideration of the bill, entitled "An act to incorporate a fire insurance company in the town of Alexandria in the District of Columbia," be postponed to the first Monday in June next.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Varnum, from the committee to whom was referred the report of the commissioners appointed to survey the boundary of the Virginia military reservation, reported that the further consideration thereof be postponed to the first Monday in December next.

Resolved, That the Senate concur in the report, and that the committee be discharged.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act giving further time to purchasers of public lands to complete their payments," together with the amendment reported thereto by the select committee; and Mr. Varnum was requested to take the chair.

On motion, by Mr. Crawford,

To amend the bill by inserting in sec. 1, line 5, after the word states, the following words: "*At any of the land offices north west of the river Ohio.*"

It was determined in the negative, yeas 7, nays 18.

On motion, by Mr. Crawford,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Crawford,
Franklin,
Lambert,
Leib,
Messrs. Smith, *of Maryland*,
Tait,
Varnum.

Those who voted in the negative, are

Messrs. Bibb,
Bradley,
Brown,
Campbell, *of Ohio*,
Cutts,
Gaillard,
German,
Giles,
Gilman,
Messrs. Howell,
Hunter,
Lloyd,
Pope,
Reed,
Smith, *of New York*,
Taylor,
Turner,
Worthington.

On motion, by Mr. Crawford,

To add to the bill a new section, in the following words: "*And be it further enacted, That upon all sums of money arising from the sale of public lands in the Mississippi territory, the payment of which is postponed by the provisions of this act, interest, at the rate of six per centum per annum, shall be paid to the state of Georgia during the time of such postponement, in addition to the sum of one million two hundred and fifty thousand dollars which the United States are bound to pay out of the net proceeds of the sale of public lands in the said territory, which interest shall be paid out of the money arising from the sale of said lands.*"

It was determined in the negative, yeas 4, nays 24.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Crawford, Reed, Smith, *of Maryland*, Tait.

Those who voted in the negative, are

Messrs. Bayard, Bibb, Bradley, Brown, Campbell, *of Ohio*, Campbell, *of Ten.* Cutts, Dana, German, Giles, Gilman, Goodrich, Howell, Hunter, Lambert, Leib, Lloyd, Pope, Robinson, Smith, *of New York*, Taylor, Turner, Varnum, Worthington.

The bill having been amended, the President resumed the chair;

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

Mr. Campbell, of Tennessee, from the committee on foreign relations, reported in part a bill the better to provide for the supplies of the army of the United States, and for the accountability of persons entrusted with the same; and the bill was read.

Ordered, That it pass to a second reading.

Mr. Smith, of Maryland, from the committee to whom was referred the bill, entitled "An act to encourage vaccination," reported it without amendment.

Mr. Worthington, from the committee to whom were referred the amendments of the House of Representatives to the bill, entitled "An act giving further time for registering claims to lands in the eastern district of the territory of Orleans, now state of Louisiana," reported them with amendments, which were read; and

On motion,

Resolved, That the Senate concur in the amendments of the House of Representatives, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The President communicated the remonstrance of the citizens of New York against

the repeal of the non-importation law; which was read; and

Ordered, That it be printed for the use of the Senate.

Mr. Franklin, from the committee to whom was referred the bill to establish certain post roads in the state of Louisiana, reported it with an amendment.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

WEDNESDAY, FEBRUARY 24th, 1813.

The bill, entitled "An act forbidding the restoration of goods, wares and merchandise, seized or libelled under any law prohibiting the importation thereof; laying an additional duty on foreign tonnage, and providing for the unlading of articles on which no duty is imposed under the inspection of an officer of the customs," brought up yesterday for concurrence, was read.

Ordered, That it pass to the second reading.

Mr. Campbell, of Ohio, reported from the committee that they yesterday laid before the President of the United States the enrolled bill, entitled "An act for the relief of Reuben Attwater;" also the enrolled bill, entitled "An act for the relief of John Redfield, junior," and that they had examined and found duly enrolled the bill, enti-

tled "An act making provision for an additional number of general officers."

The amendment to the bill, entitled "An act giving further time to purchasers of public land to complete their payments," was reported by the committee correctly engrossed, and the bill was read a third time as amended; and

Resolved, That this bill pass with amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Tait, from the committee to whom was referred the bill, entitled "An act making appropriations for the support of government for the year 1813," reported it with amendments.

The bill, entitled "An act to alter the times of holding the district court in the respective districts of New York and Virginia, and to authorise the district judges to appoint commissioners to take affidavits and bail in certain cases," was read the second time.

On motion, by Mr. Giles,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Giles, Mr. Lloyd, and Mr. German, be the committee.

The bill, entitled "An act supplementary to the acts heretofore passed on the subject of an uniform rule of naturalization," was read the second time.

On motion,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Bayard, Mr. Goodrich, and Mr. Giles, be the committee.

The bill, entitled "An act to continue in force for a limited time the first section of the act entitled 'An act further to protect the commerce and seamen of the United States against the Barbary powers," was read a second time.

Ordered, That it pass to a third reading.

On motion,

Ordered, That the bill, entitled "An act to release the claims of the United States, in certain goods, wares, and merchandise, captured by private armed vessels," be referred to a select committee to consider and report thereon.

Ordered, That Mr. Bayard, Mr. Lloyd, and Mr. Smith, of Maryland, be the committee.

On motion, by Mr. Leib,

Ordered, That the further consideration of the bill, entitled "An act authorising an increase of the capital stock of the Bank of Washington," be postponed to the first Monday in June next.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the bill to encourage more effectually the destruction of armed vessels of the enemy entering the ports and harbors of the United States; and the bill having been amended, the President reported it to the House accordingly.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill for the relief of the representatives of Samuel Lapsley, deceased.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative, yeas 16, nays 8.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Leib,
Bibb,	Lloyd,
German,	Pope,
Giles,	Reed,
Gilman,	Smith, *of Maryland*,
Goodrich,	Tait,
Hunter,	Taylor,
Lambert,	Worthington.

Those who voted in the negative, are

Messrs. Bradley,	Messrs. Gregg,
Crawford,	Howell,
Franklin,	Turner,
Gaillard,	Varnum.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The House of Representatives have passed a bill, entitled "An act rewarding the officers and

crew of the frigate Constitution, in which bill they request the concurrence of the Senate. And he withdrew.

The President signed the enrolled bill last reported to have been examined, and it was delivered to the committee to be laid before the President of the United States.

The bill last mentioned in the message was twice read by consent, and considered as in committee of the whole; and Mr. Varnum was requested to take the chair; and

The bill having been amended, the President resumed the chair; and

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act authorising the appointment of additional officers in the respective territories of the United States;" and

Ordered, That it pass to a third reading.

On motion, by Mr. Varnum,

Resolved, That the bill, entitled "An act for the relief of Samuel Ellis," be referred to a select committee to consider and report thereon.

Ordered, That Mr. Varnum, Mr. Franklin, and Mr. Taylor, be the committee.

Mr. Gregg, from the committee to whom was referred the bill, entitled "An act for the relief of Susannah Wiley," reported it with amendment.

Mr. Campbell, of Ohio, reported from the

committee that they had examined and found duly enrolled, the bill, entitled "An act for the relief of Royal Converce;" the bill, entitled "An act to impose an additional duty on the importation of iron wire;" the bill, entitled "An act to raise ten additional companies of rangers;" the the bill, entitled "An act for the relief of John Dixon and John Murray;" also the bill, entitled "An act authorising the issuing of Treasury notes for the service of the year 1813."

The Senate resumed, as in committee of the whole, the bill for the relief of Nathaniel G. Ingraham, Alexander Phoenix, and William Nexsen, junior.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

On motion,

Ordered, That the further consideration of the bill, entitled "An act for the regulation of seamen on board the public ships and in the merchant service of the United States, be postponed to, and made the order of the day for to-morrow.

The Senate resumed, as in committee of the whole, the consideration of the bill to authorise and empower the president and managers of the Washington Turnpike Company, of the state of Maryland, when organized, to extend and make their turnpike road to or from Georgetown, in the District of Columbia, through the said District, to the line thereof; and Mr. Varnum was requested to take the chair; and

The bill having been amended, the President resumed the chair; and

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative.

On motion, by Mr. Dana,

Resolved, That the Secretary of State be directed to give to the Senate information of the districts of the customs, for which the collectors respectively during 1811 and 1812 (according to statements before the Senate), have not made to the Secretary of State once in three months, returns of the seamen registered under the act of 28th of May, 1796, entitled "An act for the relief and protection of American seamen," and that the information be laid before the Senate, within ten days from the commencement of the next session of Congress.

Mr. Bradley presented the petition of Sylvester Day, a surgeon's mate, who was stationed at Fort Michilemackinac, and by the capitulation of that place, was made a prisoner of war; and praying to be compensated for property lost, by burning of the brig Detroit, captured by lieutenant Elliott, as stated in the petition, which was read.

On motion, by Mr. Bradley,

Ordered, That it be referred to the committee appointed the 9th November last, on foreign relations, to consider and report thereon, by bill or otherwise.

Mr. Campbell, of Tennessee, further reported

from the committee on foreign relations, a bill for the better organization of the general staff of the army of the United States; and the bill was read.

Ordered, That it pass to the second reading.

Mr. Worthington, from the committee to whom was referred the bill, entitled "An act allowing further time for delivering the evidence in support of claims to land in the territory of Missouri, and regulating the donation grants therein," reported it without amendment.

The Senate resumed, as in committee of the whole, the bill to establish certain post roads in the state of Louisiana; and

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The bill which originated in the Senate providing compensation to the officers and crews of the Constitution and Wasp, for capturing and destroying the British frigates Guerriere and Java, and sloop of war Frolick, was read the second time.

The Senate resumed, as in committee of the whole, the consideration of the bill supplementary to an act, entitled "An act to authorise the making a turnpike road from Mason's causeway to the town of Alexandria; and

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Mr. Bayard, from the committee to whom

was referred the petition of Thomas Sim Lee, and others, reported a bill concerning certain streets in Georgetown, and the bill was read.

Ordered, That it pass to the second reading.

The bill the better to provide for the supplies of the army of the United States, and for the accountability of persons entrusted with the same, was read the second time, and made the order of the day for to-morrow.

The Senate resumed, as in committee of the whole, the bill in addition to an act, entitled "An act regulating the post office establishment," together with the amendment reported thereto by the select committee; and having agreed thereto, the President reported it to the House accordingly.

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

The following written message was received from the President of the United States, by Mr. Coles, his secretary:

To the Senate and House of Representatives of the United States.

I LAY before Congress copies of a proclamation of the British lieutenant governor of the Island of Bermuda, which has appeared under circumstances leaving no doubt of its authenticity. It recites a British order in council of the 26th of October last, providing for the supply of the British West Indies, and other colonial possessions, by a trade under special licences; and

is accompanied by a circular instruction to the colonial governors, which confines licensed importations from ports of the United States to the ports of the eastern states exclusively.

The government of Great Britain had already introduced into her commerce during war, a system, which, at once violating the rights of other nations, and resting on a mass of forgery and perjury unknown to other times, was making an unfortunate progress in undermining those principles of morality and religion, which are the best foundation of national happiness.

The policy now proclaimed to the world, introduces into her modes of warfare, a system equally distinguished by the deformity of its features, and the depravity of its character; having for its object to dissolve the ties of allegiance and the sentiments of loyalty in the adversary nation, and to seduce and separate its component parts the one from the other.

The general tendency of these demoralizing and disorganizing contrivances will be reprobated by the civilized and christian world; and the insulting attempt on the virtue, the honor, the patriotism, and the fidelity of our brethern of the eastern states, will not fail to call forth all their indignation and resentment, and to attach more and more all the states to that happy union and constitution, against which such insidious and malignant artifices are directed.

The better to guard, nevertheless, against the effect of individual cupidity and treachery, and

to turn the corrupt projects of the enemy against himself, I recommend to the consideration of Congress the expediency of an effectual prohibition of any trade whatever, by citizens or inhabitants of the United States, under special licences, whether relating to persons or ports; and in aid thereof a prohibition of all exportations from the United States in foreign bottoms, few of which are actually employed, whilst multiplying counterfeits of their flags and papers are covering and encouraging the navigation of the enemy.

JAMES MADISON.

February 24th, 1813.

The message and accompanying documents were read.

On motion,

Ordered, That they be referred to the committee appointed the 9th of November last, on foreign relations, to consider and report thereon.

The President communicated a report of the Secretary for the Department of Treasury, with a statement of the emoluments of the officers employed in the collection of the customs, for the year 1812; which were read.

The Senate resumed the consideration of the bill, entitled " An act to encourage vaccination."

Ordered, That it pass to a third reading.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

THURSDAY, February 25th, 1813.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed five enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives concur in the amendments of the Senate to the amendments of the House of Representatives, to the bill, entitled "An act giving further time for registering claims to lands in the eastern district of the territory of Orleans, now state of Louisiana."

They have passed a bill, entitled "An act to alter the time for the next meeting of Congress," in which they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was twice read by unanimous consent.

The President signed the five enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

Mr. Dana, from the committee appointed on the subject, reported a bill for the government of persons in certain fisheries.

He further reported in part, a bill concerning navigation in the coasting trade; and the bills were read.

Ordered, That they severally pass to the second reading.

The amendment to the bill, entitled "An act in addition to an act regulating the post office establishment," was reported by the committee correctly engrossed, and the bill was read a third time as amended.

Resolved, That this bill pass with amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The bill to encourage more effectually the destruction of the armed vessels of the enemy entering the ports and harbors of the United States, was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act to encourage the destruction of the armed vessels of war of the enemy."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill supplementary to an act, entitled "An act to authorise the making a turnpike road from Mason's causeway to the town of Alexandria," was reported by the committee correctly engrossed and read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act supplementary to an act, entitled 'An act to authorise the making a turnpike road from Mason's causeway to the town of Alexandria."

Ordered, That the Secretary request the con-

currence of the House of Representatives in this bill.

The bill for the relief of Nathaniel G. Ingraham, Alexander Phoenix, and William Nexsen, junior, was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be, " An act for the relief of Nathaniel G. Ingraham, Alexander Phoenix, and William Nexsen, junior.

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill for the relief of the representatives of Samuel Lapsley, deceased, was reported by the committee correctly engrossed and read a third time.

Resolved, That this bill pass, and that the title thereof be, " An act for the relief of the representatives of Samuel Lapsley, deceased."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The amendments to the bill from the House of Representatives, entitled " An act rewarding the officers and crew of the frigate Constitution," were reported by the committee correctly engrossed, and the bill was read a third time as amended.

Resolved, That this bill pass with amendments:

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill to establish certain post roads in the state of Louisiana, was reported by the committee correctly engrossed, and the bill was read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act to establish certain post roads in the state of Louisiana."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill to authorise and empower the president and managers of the Washington Turnpike Company of the state of Maryland, when organized, to extend and make their turnpike road to or from Georgetown, in the District of Columbia, through the said District, to the line thereof, was reported by the committee correctly engrossed and read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act to authorise and empower the president and managers of the Washington Turnpike Company of the state of Maryland, when organized, to extend and make their turnpike road to or from Georgetown, in the District of Columbia, through the said District, to the line thereof."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill, entitled "An act authorising the ap-

pointment of additional officers in the respective territories of the United States," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill, entitled "An act to encourage vaccination," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill, entitled "An act to continue in force for a limited time, the first section of the act, entitled 'An act further to protect the commerce and seamen of the United States against the Barbary powers," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill concerning certain streets in Georgetown, was read the second time.

Mr. Bibb, gave notice that to-morrow he should ask leave to bring in a bill, concerning the salt springs, on the waters of the Wabash river.

Mr. Varnum, from the committee appointed on the 19th instant, to consider the subject, reported the bill which originated in the House of Representatives, entitled "An act establishing an elementary exercise of the militia and army of the United States," without amendment.

He also reported a resolution on the subject, which was read as follows:

Resolved, by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby authorised to prescribe such a system of military discipline for the army and militia of the United States, as he may approve, and that he cause to be laid before Congress, as soon as practicable, such information in relation to a permanent military system of discipline for the army and militia of the United States, as may be attainable.

On motion, by Mr. Campbell, of Tennessee,

It was agreed that the bill for the better organization of the general staff of the army of the United States, be the order of the day for tomorrow.

Mr. Campbell, of Ohio, reported from the committee that they yesterday laid before the President of the United States the enrolled bill, making provision for an additional number of general officers, and this day the five enrolled bills reported yesterday to have been examined.

Mr. Varnum presented the memorial of George Crowninshield, and others, inhabitants of Salem in Massachusetts, largely concerned in fitting out private armed vessels to cruise against the enemy, stating certain grievances resulting to them by the last act of Congress, concerning letters of marque, prizes, and prize goods; and praying relief; and the memorial was read.

On motion,

Resolved, That it be referred to a select committee to consider and report thereon, by bill or otherwise.

Ordered, That Mr. Smith, of Maryland, Mr. Varnum, and Mr. Lloyd, be the committee.

The bill, entitled "An act forbidding the restoration of goods, wares, and merchandise, seized or libelled under any law prohibiting the importation thereof, laying an additional duty on foreign tonnage, and providing for the unlading of articles on which no duty is imposed, under the inspection of an officer of the customs," was read the second time.

On motion,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Smith, of Maryland, Mr. Lloyd, and Mr. Taylor, be the committee.

On motion,

Ordered, That the bill authorising the remission of fines, penalties, and forfeitures, in certain cases, by a judge of a district court of the United States, be postponed to the first Monday in June next.

Mr. Brent gave notice that to-morrow he should ask leave to bring in a bill to augment the capital stock of the Bank of Washington.

A message from the President of the United States, by Mr. Coles, his secretary:

Mr. President—The President of the United States on the 24th instant, approved and signed

"An act for the relief of John Redfield, junior;" also "An act for the relief of Reuben Attwater."

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the bill, entitled "An act for the regulation of seamen on board the public ships and in the merchant service of the United States," together with the amendments reported thereto by the select committee; and Mr. Gregg was requested to take the chair; and having agreed to the amendments the President resumed the chair.

On motion, by Mr. Lloyd,

To postpone the further consideration of the bill to the fourth Monday in May next;

It was determined in the affirmative, yeas 14, nays 13.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Hunter,
Dana,	Lambert,
Gaillard,	Leib,
German,	Lloyd,
Gilman,	Pope,
Goodrich,	Reed,
Gregg,	Smith, *of Maryland*.

Those who voted in the negative, are

Messrs. Bibb,	Messrs. Crawford,
Brown,	Cutts,
Campbell, *of Ohio*,	Franklin,

Messrs. Giles,	Messrs. Taylor,
Howell,	Turner,
Smith, *of New York*,	Varnum.
Tait,	

After the consideration of executive and confidential business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

FRIDAY, FEBRUARY 26th, 1813.

Mr. Smith, of Maryland, from the committee to whom was referred the bill, entitled "An act supplementary to the act for increasing the navy," reported it with amendment.

On motion, by Mr. Pope, one of the majority,

It was agreed to reconsider the vote on the postponement of the bill, entitled " An act for the regulation of seamen on board the public ships and in the merchant service of the United States;" and the bill was resumed; and

On motion, by Mr. Lloyd,

To postpone the further consideration of the bill to the 4th Monday in May next.

It was determined in the negative, yeas 15, nays 17.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,
Bradley,
Dana,
Gaillard,
German,
Gilman,
Goodrich,
Gregg,
Messrs. Hunter,
Lambert,
Leib,
Lloyd,
Pope,
Reed,
Smith, *of Maryland*

Those who voted in the negative, are

Messrs. Bibb,
Brent,
Brown,
Campbell, *of Ohio*,
Campbell, *of Ten.*
Crawford,
Cutts,
Franklin,
Giles,
Messrs. Howell,
Robinson,
Smith, *of New York*,
Tait,
Taylor,
Turner,
Varnum,
Worthington.

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative, yeas 19, nays 13.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bibb,
Bradley,
Brent,
Brown,
Campbell, *of Ohio*,
Campbell, *of Ten.*
Crawford,
Cutts,
Franklin,
Giles,
Messrs. Howell,
Pope,
Robinson,
Smith, *of New York*,
Tait,
Taylor,
Turner,
Varnum,
Worthington.

Those who voted in the negative, are

Messrs. Bayard,	Messrs. Hunter,
Dana,	Lambert,
Gaillard,	Leib,
German,	Lloyd,
Gilman,	Reed,
Goodrich,	Smith, *of Maryland.*
Gregg,	

Mr. Campbell, of Tennessee, from the committee to whom was referred the petition of Sylvester Day, reported, that the committee be discharged, and that the consideration of the petition be postponed to the next session of Congress; and the report was adopted.

The bill for the government of persons in certain fisheries, was read the second time.

The bill concerning navigation in the coasting trade, was read the second time.

The Senate resumed, as in committee of the whole, the bill, better to provide for the supplies of the army of the United States, and for the accountability of persons entrusted with the same; and Mr. Varnum was requested to take the chair;

And the bill having been amended; the President resumed the chair.

On the question, "Shall this bill be engrossed, and read a third time as amended?"

It was determined in the affirmative.

Mr. Giles, from the committee to whom was referred the bill, entitled "An act regulating foreign coins, and for other purposes," reported it without amendment.

Mr. Bayard, from the committee to whom was referred the bill, entitled "An act supplementary to the acts heretofore passed, on the subject of an uniform rule of naturalization," reported it with amendment.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives concur in the amendment of the Senate to the bill, entitled "An act in addition to an act regulating the post office establishment."

They have passed the bill, entitled "An act to authorise and empower the president and managers of the Washington Turnpike Company of the state of Maryland, when organized, to extend and make their turnpike road to or from Georgetown in the District of Columbia, through the said District to the line thereof;" the bill, entitled "An act directing the Secretary of the Treasury to remit certain fines, penalties, and forfeitures, therein mentioned;" also the bill, entitled "An act to establish certain post roads in the state of Louisiana."

They have passed a bill, entitled "An act directing evidence to be received on certain claims to lands in the Mississippi territory;" in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

Ordered, That it pass to the second reading.

Agreeably to notice, Mr. Bibb asked and obtained leave to bring in a bill concerning the

salt springs, on the waters of the Wabash river; and the bill was read.

Ordered, That it pass to the second reading.

The President communicated a letter from the Secretary for the department of Navy, transmitting, by desire of Commodore Bainbridge, a petition praying compensation to the subscribers, for the destruction of the British frigates Guerriere and Java; and the letter and papers were read.

Mr. Lloyd, from the committee to whom was referred the petition of O. Rich, reported, that the further consideration thereof, be postponed to the next session of Congress, and that the committee be discharged therefrom.

Mr. Bradley, from the committee to whom was referred the bill, entitled " An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union, on an equal footing with the original states," together with the memorial of Daniel Beverly, and others, against being admitted into the Union as a separate state, reported, that the further consideration of the bill and memorials be postponed to the next session of Congress.

Mr. Giles, from the committee to whom was referred the bill, entitled " An act to alter the times of holding the district court in the respective districts of New York and Virginia, and to authorise the district judges to appoint commissioners to take affidavit and bail in certain cases," reported it with amendment.

The President communicated a letter from the Secretary for the Department of Treasury, transmitting a statement of the monies expended from the commencement of this government to the 31st December, 1812, on account of the surveys and sales of the public lands; and for ascertaining the titles to private claims to land, prepared in conformity with the resolution of the Senate of the 30th December last, which were read.

The Senate resumed, as in committee of the whole, the consideration of the bill for the better organization of the general staff of the army of the United States; and

On motion, by Mr. Smith, of Maryland,

Ordered, That the further consideration thereof, be postponed to, and made the order of the day for to-morrow.

The Senate resumed, as in committee of the whole, the bill, entitled "An act to alter the time for holding the next meeting of Congress;" and

On motion,

The bill was read a third time by unanimous consent.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

After the consideration of executive business, the Senate adjourned to 11 o'clock to morrow morning, to which time the several orders of the day were postponed.

SATURDAY, FEBRUARY 27th, 1813.

Mr. Smith, of Maryland, from the committee to whom was referred the bill, entitled "An act forbidding the restoration of goods, wares, and merchandise, seized or libelled under any law prohibiting the importation thereof; laying an additional duty on foreign tonnage, and providing for the unlading of articles on which no duty is imposed, under the inspection of an officer of the customs," reported it with amendment.

Mr. Varnum, from the committee to whom was referred the bill, entitled "An act making provision for arming and equipping the whole body of the militia of the United States, and for classing the same," reported it without amendment.

He also reported a resolution which was read and agreed to as follows:

Resolved, That the Secretary of War cause to be laid before the Senate, information on the following points:

1st. What is the contract price of the arms contracted for, under authority of the act making provision for arming and equipping the whole body of the militia of the United States?

2d. What amount of money has been drawn from the Treasury, under the appropriation of the said act; at what times, and in what sums, have such monies been drawn from the Treasury?

3d. To whom and at what times have the monies drawn as aforesaid been paid?

4th What is the balance of the appropriation made by the said act remaining unexpended, and has any part of such balance, and if any, what sum, been carried to the sinking fund?

5th. Has any part of the money appropriated by the said act been applied to the manufacture of arms in the public factories, and if so, how much?

Mr. Campbell, of Tennessee, from the committee to whom was referred the petition of the first regiment of light dragoons of Kentucky, reported, that the committee be discharged from the further consideration thereof, and the report was adopted.

On motion, by Mr. Varnum,

Ordered, That the committee to whom was referred the bill to provide for organizing, arming, and disciplining the militia of the United States, be discharged from the further consideration thereof, and that it be postponed to the fourth Monday in May next.

On motion, by Mr. Smith, of Maryland,

Ordered, That the committee to whom was referred the petition of George Crowninshield and others, be discharged from the further consideration thereof, and that it be postponed to the fourth Monday in May next.

The bill concerning salt springs on the Wabash river, was read the second time.

On motion,

The Senate resumed, as in committee of the

whole, the consideration of the bill, entitled "An act making appropriations for the support of government for the year 1813," together with the amendments reported thereto by the select committee; and Mr. Varnum was requested to take the chair; and

On motion,

To strike out the words "fifty thousand dollars," in the 348th line, being contingent expenses of intercourse with foreign nations;

It was determined in the negative, yeas 12, nays 16.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Hunter,
Dana,	Lambert,
German,	Lloyd,
Giles,	Pope,
Gilman,	Reed,
Gregg,	Smith, *of Maryland.*

Those who voted in the negative, are

Messrs. Bibb,	Messrs. Leib,
Brent,	Robinson,
Campbell, *of Ten.*	Smith, *of New York,*
Crawford,	Tait,
Cutts,	Taylor,
Franklin,	Turner,
Gaillard,	Varnum,
Howell,	Worthington.

And the bill having been amended, the President resumed the chair;

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

Mr. Leib gave notice that on Monday he should ask leave to bring in a resolution for additional compensation to the waiters usually attending on the Senate.

The amendments to the bill, entitled "An act for the regulation of seamen on board the public ships and in the merchant service of the United States," were reported by the committee correctly engrossed, and the bill was read a third time as amended.

On the question, "Shall this bill pass as amended?"

It was determined in the affirmative, yeas 18, nays 12.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bibb,	Messrs. Howell,
Brent,	Pope,
Brown,	Robinson,
Campbell, *of Ohio*,	Smith, *of New York*,
Campbell, *of Ten.*	Tait,
Crawford,	Taylor,
Cutts,	Turner,
Franklin,	Varnum,
Giles,	Worthington.

Those who voted in the negative, are

Messrs. Bayard,	Messrs. Gaillard,
Dana,	German,

Messrs. Gilman, Gregg, Hunter, Lambert, Leib, Lloyd, Reed, Smith, *of Maryland*,

So it was

Resolved, That this bill pass with amendments; and

On motion,

The title was amended.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The bill better to provide for the supplies of the army of the United States, and for the accountability of persons entrusted with the same, was reported by the committee correctly engrossed and read a third time, and the blank filled with the word "seven."

Resolved, That this bill pass, and that the title thereof be "An act better to provide for the supplies of the army of the United States, and for the accountability of persons entrusted with the same."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Smith, of Maryland, gave notice that on Monday he should ask leave to bring in a bill for the protection of the commerce of the United States against the Barbary powers.

The resolution authorising the President of the United States to prescribe a system of military

discipline, was reported by the committee correctly engrossed.

Mr. Campbell, of Ohio, reported from the committee that they had examined and found duly enrolled the bill, entitled "An act to continue in force for a limited time, the first section of the act, entitled "An act further to protect the commerce and seamen of the United States;" the bill, entitled "An act to encourage vaccination;" the bill, entitled "An act authorising the appointment of additional officers in the respective territories of the United States;" the bill, entitled "An act to alter the time for holding the next meeting of Congress;" the bill, entitled "An act in addition to an act regulating the post office establishment;" the bill, entitled "An act to establish certain post roads in the state of Louisiana;" the bill, entitled "An act directing the Secretary of the Treasury to remit certain fines, penalties, and forfeitures, therein mentioned;" the bill, entitled "An act giving further time for registering claims to lands in the eastern and western districts in the territory of Orleans, now state of Louisiana;" also the bill, entitled "An act to authorise and empower the president and managers of the Washington Turnpike Company of the state of Maryland, when organized, to extend and make their turnpike road to or from Georgetown, in the District of Columbia, through the said District to the line thereof."

Mr. Campbell, of Tennessee, reported, that the committee to whom was referred the petition of

Nathaniel Lelsbee and others, be discharged from the further consideration thereof, which was agreed to; and

On his motion,

Ordered, That it be referred to the Secretary for the Department of State, to consider and report thereon.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed nine enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President of the United States, on the 25th instant, approved and signed "An act making provision for an additional number of general officers;" "An act to raise ten additional companies of rangers;" "An act authorising the issuing of Treasury notes for the service of the year one thousand eight hundred and thirteen;" "An act to impose a duty on iron wire;" "An act for the relief of Royal Converce;" also "An act for the relief of John Dixon and John Murray."

The House of Representatives concur in the amendments of the Senate to the bill, entitled "An act rewarding the officers and crew of the frigate Constitution;" they also concur in the amendments of the Senate, to the bill, entitled "An act giving further time to purchasers of public lands to complete their payments," with amendments, in which they request the concurrence of the Senate. And he withdrew.

The President signed the nine enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

After the consideration of executive business, the Senate adjourned to 11 o'clock on Monday morning, to which time the several orders of the day were postponed.

MONDAY, March 1st, 1813.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed the bill which originated in the Senate, entitled "An act vesting in the President of the United States the power of retaliation, in the cases therein specified," with amendments, in which they request the concurrence of the Senate. And he withdrew.

The Senate proceeded to consider the amendments of the House of Representatives to the bill last mentioned.

On motion,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Varnum, from the committee to whom was referred the bill, entitled "An act for the relief of Samuel Ellis," reported it without amendment.

The Senate proceeded to consider the amend-

ments of the House of Representatives to the amendment of the Senate, to the bill, entitled "An act giving further time to purchasers of public lands to complete their payments;" and

On motion,

Resolved, That they concur therein with further amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The amendments to the bill, entitled "An act making appropriations for the support of government for the year 1813." were reported by the committee correctly engrossed; and the bill was read a third time as amended;

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Agreeably to notice Mr. Smith, of Maryland, asked and obtained leave to bring in a bill for the protection of the commerce and seamen of the United States against the Algerine cruisers; and the bill was read.

Ordered, That it pass to the second reading.

Mr. Campbell, of Ohio, reported from the committee that, on 27th February, they laid before the President of the United States the nine enrolled bills last reported to have been examined.

On motion,

The consideration of the bill, entitled "An act authorising the discharge of Daniel Updike from his imprisonment, was resumed, as in committee of the whole, and amended.

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

The amendment to the last mentioned bill was reported by the committee correctly engrossed, and the bill read a third time as amended.

Resolved, That this bill pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

On motion, by Mr. Leib,

Ordered, That the bill concerning the salt springs on the waters of the Wabash river, be postponed to the first Monday in June next.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives have passed the bill which originated in the Senate, entitled "An act better to provide for the supplies of the army of the United States, and for the accountability of persons entrusted with the same.

They have passed a bill, entitled " An act to prohibit the use of licences, or passes, issued under the authority of any foreign government;" a bill, entitled " An act making appropriations for the support of the military establishment, and of the volunteer militia in the actual service of the United States, for the year 1813;" also, a bill, entitled " An act making appropriations for the support of the Navy of the United States, for the year 1813," in which bills they request the concurrence of the Senate.

They have postponed indefinitely the bill, entitled "An act supplementary to an act, entitled 'An act to authorise the making a turnpike road from Mason's causeway to the town of Alexandria." And he withdrew.

The three bills last brought up for concurrence were read.

Ordered, That they severally pass to the second reading.

Mr. Bayard, submitted for consideration a resolution requesting the President of the United States to present medals to Captain William Bainbridge, and the officers of the frigate Constitution; and the resolution was twice read by unanimous consent.

On the question, "Shall this resolution be engrossed and read a third time?"

It was determined in the affirmative.

The resolution last mentioned, was reported by the committee correctly engrossed.

Agreeably to notice Mr. Leib asked and obtained leave to bring in a resolution for additional compensation to the waiters usually attending the Senate, which was read and passed to a second reading.

The Senate resumed, as in committee of the whole, the consideration of the bill for the better organization of the general staff of the army of the United States; and Mr. Varnum was requested to take the chair.

On motion, by Mr. Smith, of Maryland,

To amend the bill by striking out in section 1,

line 7, the words, "sixteen assistant adjutants general."

It was determined in the negative, yeas 9, nays 17.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Lloyd,
German,	Pope,
Gilman,	Reed,
Goodrich,	Smith, *of Maryland.*
Lambert,	

Those who voted in the negative, are

Messrs. Bibb,	Messrs. Leib,
Campbell, *of Ten.*	Magruder,
Crawford,	Smith, *of New York,*
Cutts,	Tait,
Franklin,	Taylor,
Gaillard,	Turner,
Giles,	Varnum,
Gregg,	Worthington.
Howell,	

And the bill having been amended, the President resumed the chair; and

The bill was further amended by the addition of two new sections.

On the question, "Shall this bill be engrossed and read a third time as amended?"

It was determined in the affirmative.

On motion,

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An

act for the relief of Susannah Wiley;" and Mr. Varnum was requested to take the chair; and

The bill having been amended; the President resumed the chair; and

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

On motion, by Mr. Varnum,

The bill, entitled "An act making appropriations for the support of the military establishment and of the volunteer militia, in actual service of the United States, for the year 1813," was read the second time by unanimous consent; and

Ordered, That it be referred to the committee appointed the 9th November last, on so much of the message of the President of the United States, as relates to the military establishment, &c. to consider and report thereon.

On motion, by Mr. Smith, of Maryland,

The bill, entitled "An act making appropriations for the support of the Navy of the United States, for the year 1813," was read the second time by unanimous consent; and

Ordered, That it be referred to the committee appointed 9th November last, on the naval establishment of the United States, to consider and report thereon.

On motion, by Mr. Brent,

Resolved, That a committee be appointed to bring in a bill to make the usual provisions for the accommodation of the household of the President of the United States.

Ordered, That Mr. Brent, Mr. Gaillard, and Mr. Robinson, be the committee.

Mr. Brent, from the committee last mentioned, reported a bill to provide for the accommodation of the President of the United States; and the bill was read.

Ordered, That it pass to the second reading.

The engrossed resolution authorising the President of the United States, to prescribe a system of military discipline, reported on Saturday by the committee correct, was read a third time.

Resolved, That this resolution pass.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

TUESDAY, March 2d, 1813.

The bill for the better organization of the general staff of the army of the United States, was reported by the committee correctly engrossed, and read a third time.

Resolved, That this bill pass, and that the title thereof be "An act for the better organization of the general staff of the army of the United States."

Ordered, That the secretary request the concurrence of the House of Representatives in this bill.

Mr. Bayard, from the committee to whom was referred the message of the President of the United States, of the 13th of January last, with the act of the general assembly of the state of Maryland therein communicated, reported, that the further consideration thereof be postponed to the fourth Monday in May next; and the report was agreed to.

Mr. Bayard, from the committee to whom was referred the bill, entitled "An act to release the claims of the United States in certain goods, wares, and merchandise, captured by private armed vessels," reported it without amendment.

On motion, by Mr. German,

That the memorial of James Jay, with the accompanying documents, be printed for the use of the Senate;

It was determined in the negative; and

On his motion,

Ordered, That the committee on the memorial be discharged, and that the further consideration thereof be postponed to the fourth Monday in May next.

Mr. Smith, of Maryland, from the committee to whom was referred the bill, entitled "An act making appropriations for the support of the navy of the United States for the year 1813," reported it with amendments, which were considered and agreed to; and

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act to alter the times of holding the district courts in the respective districts of New York and Virginia, and to authorise the district judges to appoint commissioners to take affidavits and bail in certain cases," and the bill was amended as reported by the select committee.

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

The amendment to the bill, entitled "An act for the relief of Susannah Wiley," was reported by the committee correctly engrossed, and the bill was read a third time as amended.

Resolved, That this bill pass with an amendment.

Ordered, That the secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives concur in the amendment of the Senate to their amendments to the bill, entitled "An act giving further time to purchasers of public lands to complete their payments," with amendment, in which they request the concurrence of the Senate.

They concur in the amendment of the Senate to the bill, entitled "An act authorising the discharge of Daniel Updike from his imprison-

ment;" and in the amendments to the bill, entitled "An act for the regulation of seamen on board the public and private vessels of the United States;" also, in the amendments to the bill, entitled "An act making appropriations for the support of government for the year 1813."

They have passed a bill, entitled "An act making appropriation for alterations and repairs in the Capitol," in which bill they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was twice read by unanimous consent.

On motion,

Resolved, That it be referred to a select committee to consider and report thereon.

Ordered, That Mr. Gaillard, Mr. Leib, and Mr. Smith, of Maryland, be the committee.

On motion,

The Senate resumed, as in committee of the whole, the consideration of the bill authorising the payment for waggons and teams captured or destroyed by the enemy.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

Mr. Franklin, from the committee to whom was referred the bill, entitled "An act making appropriations for the support of the military establishment, and of the volunteer militia in the actual service of the United States, for the year 1813," reported it without amendment.

Ordered, That it pass to a third reading.

The resolution for additional compensation to the waiters usually attending the Senate, was read the second time.

On the question, "Shall this resolution be engrossed and read a third time?"

It was determined in the affirmative.

The bill, entitled "An act to prohibit the use of licences or passes issued under the authority of any foreign government," was read the second time.

On motion,

Ordered, That it be referred to the committee on foreign relations, to consider and report thereon.

The bill to provide for the accommodation of the President of the United States, was read the second time.

The bill for the protection of the commerce and seamen of the United States against the Algerine cruizers, was read the second time.

The resolution for additional compensation to the waiters usually attending the Senate; the bill authorising the payment for waggons and teams captured or destroyed by the enemy; also, the amendments to the bill, entitled "An act to alter the times of holding the district court in the respective districts of New York and Virginia, and to authorise the district judges to appoint commissioners to take affidavits and bail in certain cases," were reported by the committee correctly engrossed.

The resolution requesting the President of the

United States to present medals to Captain William Bainbridge and the officers of the frigate Constitution, having been reported correctly engrossed, was read a third time:

Resolved, That this resolution pass.

Ordered, That the secretary request the concurrence of the House of Representatives therein.

On motion, by Mr. Bibb,

Ordered, That the further consideration of the bill, entitled "An act to enable the people of the Mississippi territory to form a constitution and state government, and for the admission of such territory into the Union on an equal footing with the original states," together with the report of the select committee on the subject, be postponed to the fourth Monday in May next.

The Senate resumed, as in committee of the whole, the bill, entitled "An act altering the time for holding the district court in the district of Maine."

Ordered, That it pass to a third reading.

Mr. Campbell, of Ohio, reported from the committee that they had examined and found duly enrolled the bill, entitled "An act better to provide for the supplies of the army of the United States, and for the accountability of persons entrusted with the same;" the bill, entitled "An act vesting in the President of the United States the power of retaliation;" the bill, entitled "An act making appropriations for the support of government for the year 1813;" also, the bill, entitled "An act rewarding the officers and crew

of the frigate Constitution, and the officers and crew of the Wasp."

A message from the President of the United States, by Mr. Coles, his secretary.

Mr. President—The President of the United States, on the 27th February, approved and signed "An act directing the Secretary of the Treasury to remit certain fines, penalties, and forfeitures, therein mentioned;" "An act giving further time for registering claims to lands in the eastern and western districts of the territory of Orleans, now state of Louisiana;" "An act to establish certain post roads in the state of Louisiana," also, "An act to authorise and empower the president and managers of the Washington Turnpike Company of the state of Maryland, when organized, to extend and make their turnpike road to or from Georgetown in the District of Columbia, through the said District to the line thereof."

Ordered. That the Secretary notify the House of Representatives accordingly.

On motion by Mr. Smith, of Maryland,

Ordered, That the bill from the House of Representatives, entitled "An act extending the time for issuing and locating military land warrants." be postponed to the fourth Monday in May next.

Ordered, That the secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the bill, entitled "An act supplementary

to the act for increasing the navy," together with the amendment reported thereto by the select committee; and

On the question, to agree to the proposed amendment, which goes to strike out, in sec. 1, line 4, the word "six," and insert, "*two;*"

A division of the question was called for; and

On the question, to strike out;

It was determined in the negative, yeas 9, nays 13.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,
German,
Gilman,
Goodrich,
Leib,
Messrs. Lloyd,
Magruder,
Smith, *of Maryland*,
Tait.

Those who voted in the negative, are

Messrs. Brent,
Brown,
Crawford,
Cutts,
Giles,
Gregg,
Howell,
Messrs. Robinson,
Smith, *of New York*,
Taylor,
Turner,
Varnum,
Worthington.

On motion,

To strike out in sec. 1, line 6, the words "or to procure;"

It was determined in the affirmative, yeas 16, nays 7.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,
Brown,
Crawford,
Cutts,
Gaillard,
Gilman,
Goodrich,
Gregg,
Messrs. Howell,
Leib,
Lloyd,
Magruder,
Smith, *of Maryland*,
Tait,
Varnum,
Worthington.

Those who voted in the negative, are

Messrs. Bibb,
Brent,
Campbell, *of Ten.*
Robinson,
Messrs. Smith, *of New York*,
Taylor,
Turner.

On motion,

To strike out the seventh section of the bill, as follows: " Sec. 7. *And be it further enacted*, That the Secretaries of War and Navy be, and they are hereby authorised to fix the relative rank of officers of the army and navy, to be approved of by the President, and then recorded in the different departments, and deemed and taken as one of the standing rules of the respective departments;"

It was determined in the affirmative, yeas 14, nays 13.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Goodrich,
Bibb,	Lloyd,
Brent,	Magruder,
Brown,	Tait,
Crawford,	Taylor,
Gaillard,	Varnum,
German,	Worthington.

Those who voted in the negative, are

Messrs. Campbell, *of Ten.*	Messrs. Pope,
Franklin,	Reed,
Giles,	Robinson,
Gilman,	Smith, *of Maryland*,
Gregg,	Smith, *of New York*,
Howell,	Turner.
Leib,	

And the bill having been amended, the President reported it to the House accordingly.

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President of the United States, on the 27th of February, approved and signed "An act authorising the appointment of additional officers in the respective territories of the United States;" "An act in addition to an act regulating the post office establishment;" "An act to encourage vaccination;" "An act to alter the time

for the next meeting of Congress;" "An act to continue in force for a limited time the first section of the act, entitled 'An act further to protect the commerce and seamen of the United States against the Barbary powers."

The House of Representatives have passed the resolution requesting the President of the United States to cause to be prepared and laid before Congress a system of military discipline, with amendments, in which they request the concurrence of the Senate; they have also passed the bill, entitled "An act for the better organization of the general staff of the army of the United States," with an amendment, in which they request the concurrence of the Senate. And he withdrew.

The Senate took into consideration the amendment of the House of Representatives to the bill last mentioned; and

On motion,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the amendments of the House of Representatives to the resolution requesting the President of the United States to cause to be prepared and laid before Congress a system of military discipline; and

On motion,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The President signed the four bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

Mr. Gaillard, from the committee to whom was referred the bill, entitled "An act making appropriations for alterations and repairs to the Capitol," reported it with amendment.

Mr. Campbell, of Tennessee, from the committee to whom was referred the bill, entitled "An act to prohibit the use of licences or passes issued under the authority of any foreign government," reported it with amendments.

The Senate proceeded to consider their last amendment to the bill, entitled "An act giving further time to purchasers of public lands to complete their payments," disagreed to by the House of Representatives; and

On motion,

Resolved, That they recede therefrom.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act giving further time for delivering the evidence in support of claims to land in the territory of Missouri, and for regulating the donation grants therein."

Ordered, That it pass to a third reading.

The following written message was received from the President of the United States, by Mr. Coles, his secretary:

To the Senate and House of
Representatives of the United States.

I LAY before Congress a report of the Secretary of the Treasury, containing a statement of proceedings under the "Act to regulate the laying out and making a road from Cumberland, in the state of Maryland, to the state of Ohio."

JAMES MADISON.

March 1*st*, 1813.

The message and report were read.

After the consideration of executive business, the Senate adjourned to 11 o'clock to-morrow morning, to which time the several orders of the day were postponed.

WEDNESDAY, MARCH 3d, 1813.

Mr. Campbell, of Ohio, reported from the committee that they yesterday laid before the President of the United States, the four enrolled bills last reported to have been examined.

He also reported from the committee that they had examined and found duly enrolled the bill, entitled "An act authorising the discharge of Daniel Updike from his imprisonment;" the bill, entitled "An act for the regulation of seamen on board the public and private vessels of the United States;" the bill, entitled "An act for the relief of Susannah Wiley;" also the bill, entitled "An act giving further time to purchasers of public lands to complete their payments."

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives concur in the amendment of the Senate to the bill, entitled "An act for the relief of Susannah Wiley;" they also concur in the resolution requesting the President of the United States to present medals to Captain William Bainbridge, and the officers of the frigate Constitution.

They have passed a bill, entitled "An act concerning invalid pensioners;" also a bill, entitled "An act prohibiting the exportation of certain articles therein specified, in foreign ships or vessels;" in which bills they request the concurrence of the Senate. And he withdrew.

The two bills last mentioned were severally twice read by unanimous consent.

On motion,

Ordered, That the bill, entitled "An act prohibiting the exportation of certain articles therein specified, in foreign ships or vessels," be referred to the committee on foreign relations, to consider and report thereon.

Mr. Campbell, of Tennessee, from the committee to whom was referred the last mentioned bill, reported it without amendment.

On motion,

Resolved, That the bill, entitled "An act con-

cerning invalid pensioners," be referred to a selec committee to consider and report thereon.

Ordered, That Mr. Franklin, Mr. Giles, and Mr. Howell, be the committee.

Mr. Franklin, from the committee to whom was referred the last mentioned bill, reported it without amendment.

The President signed the four enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

The amendment to the bill, entitled " An act making appropriations for the support of the navy, for the year 1813," was reported by the committee correctly engrossed, and the bill was read a third time as amended.

Resolved, That this bill pass with amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The President communicated a report of the Secretary for the Department of War, made conformably to a resolution of the Senate of the 27th February last, in relation to the provisions of the " Act for arming and equipping the whole body of the militia of the United States;" and the report was read.

The resolution submitted the 1st instant, was read a third time and passed, as follows:

Resolved, That the Secretary of the Senate be directed to pay to Robert Tweedy, Benjamin Bowen, and Tobias Simpson, fifty dollars each, and to Charles Tims, twenty-five dollars, as an

additional compensation for their services during the present session.

On motion, by Mr. Campbell, of Tennessee,

To suspend so much of the twelfth rule for conducting business in the Senate, as provides that the three readings of a bill be on three separate days.

It was determined in the affirmative, yeas 17, nays 11.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bibb,	Messrs. Magruder,
Brent,	Robinson,
Brown,	Smith, *of New York*,
Campbell, *of Ten.*	Tait,
Crawford,	Taylor,
Cutts,	Turner,
Franklin,	Varnum,
Gaillard,	Worthington.
Howell,	

Those who voted in the negative, are

Messrs. Bayard,	Messrs. Leib,
Campbell, *of Ohio*,	Lloyd,
German,	Pope,
Giles,	Reed,
Gilman,	Smith, *of Maryland*
Goodrich,	

The bill, entitled "An act making appropriations for the support of the military establishment, and the volunteer militia, in the actual service of the United States, for the year 1813," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion,

Ordered, That the bill for the relief of Joseph Brevard, also the bill to alter the times and places of holding the circuit courts for the sixth circuit of the United States, be severally postponed to the fourth Monday in May next.

On motion,

Ordered, That the bill. entitled "An act for the relief of Samuel Ellis;" the bill, entitled "An act establishing an elementary exercise for the infantry of the militia and army of the United States;" also the bill, entitled "An act regulating foreign coins, and for other purposes," be severally postponed to the fourth Monday in May next.

Ordered, That the Secretary notify the House of Representatives accordingly.

The President communicated the memorial of the legislature of the Indiana territory, stating that in consequence of the exposed situation of the inhabitants, and the disordered state of the territory, the late purchasers of public lands in said territory, have been prevented from cultivating their farms, and thereby rendered unable to pay the future instalments on their purchases, to government, and praying such relief as Congress may in their justice extend to them; and the memorial was read.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives concur in the bill, entitled "An act to revive and continue in force 'An act declaring the consent of Congress to an act of the state of Georgia, passed the twelfth day of December, 1804, establishing the fees of the harbor master and health officer of the ports of Savannah and St. Marys."

They have passed the bill which originated in the Senate, entitled "An act for the relief of the Representatives of Samuel Lapsley, deceased;" also the bill, entitled "An act for the relief of Nathaniel G. Ingraham, Alexander Phoenix, and William Nexsen, junior," with amendment; in which they request the concurrence of the Senate. And he withdrew.

The Senate took into consideration the amendment of the House of Representatives to the bill last mentioned; and

On motion,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The engrossed bill authorising the payment for waggons and teams capturerd or destroyed by the enemy, was read a third time.

Resolved, That this bill pass, and that the title thereof be, "An act authorising the payment for waggons and teams captured or destroyed by the enemy."

The bill, entitled "An act altering the time for holding the district court in the district of Maine," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The amendments to the bill, entitled "An act to alter the times of holding the district court in the respective districts of New York and Virginia, and to authorise the district judges to appoint commissioners to take affidavits and bail in certain cases," having been reported yesterday by the committee correctly engrossed, the bill was read a third time as amended.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The amendments to the bill, entitled "An act supplementary to the act for increasing the navy," were reported by the committee correctly engrossed; and the bill was read the third time as amended.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill, entitled "An act allowing further time for delivering the evidence in support of claims to land in the territory of Missouri, and for regulating the donation grants therein," was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Campbell, of Ohio, from the committee

reported that they this day laid before the President of the United States the four enrolled bills last reported to have been examined; and that they had examined and found duly enrolled, the bill, entitled "An act for the relief of the representatives of Samuel Lapsley, deceased;" the bill, entitled "An act to revive and continue in force 'An act declaring the consent of Congress to an act of the state of Georgia, passed the twelfth day of December, 1804, establishing the fees of the harbor master and health officer of the ports of Savannah and St. Marys;" the bill, entitled "An act for the better organization of the general staff of the army of the United States;" the bill, entitled "An act for the relief of Nathaniel G. Ingraham, Alexander Phœnix, and William Nexsen, junior;" and a resolution requesting the President of the United States to present medals to Captain William Bainbridge and the officers of the frigate Constitution; also a resolution requesting the President of the United States to cause to be prepared and laid before Congress, a system of military discipline.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The House of Representatives concur in the amendments of the Senate to the bill, entitled "An act to alter the times of holding the district court in the respective districts of New York and Virginia, and to authorise the district judges to appoint commissioners to take affidavits and bail in certain cases;" they concur in the

amendments of the Senate to the bill "Supplementary to the act for increasing the navy of the United States;" also in the amendment to the bill, entitled "An act making appropriations for the support of the navy for the year 1813." And he withdrew.

The Senate resumed, as in committee of the whole, the bill, entitled "An act to release the claims of the United States in certain goods, wares, and merchandise, captured by private armed vessels."

On motion,

To postpone the further consideration of the bill to the fourth Monday in May next;

It was determined in the affirmative, yeas 14, nays 10.

On motion,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Goodrich,
Brown,	Leib,
Cutts,	Lloyd,
Dana,	Reed,
German,	Smith, *of New York*,
Giles,	Varnum,
Gilman,	Worthington.

Those who voted in the negative, are

Messrs. Bibb,	Messrs. Howell,
Brent,	Robinson,
Crawford,	Tait,
Franklin,	Taylor,
Gaillard,	Turner.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act to prohibit the use of licences or passes, issued under the authority of any foreign government;" and Mr. Franklin was requested to take the chair; and

After debate,

On motion;

The Senate adjourned to 6 o'clock in the evening, to which time the several orders of the day were postponed.

SIX O'CLOCK IN THE EVENING.

After the executive business;

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed four enrolled bills, and two enrolled resolutions, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives have passed the bill which originated in the Senate, entitled "An act for the relief of Lewis Chacherie;" also the bill, entitled "An act for the relief of Washington Lee."

They have passed a bill, entitled "An act to authorise the Secretary of the Treasury to provide new certificates of entry;" in which they request the concurrence of the Senate. And he withdrew.

The bill last mentioned was read three times by unanimous consent.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The President signed the four enrolled bills, and two enrolled resolutions, last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

Mr. Campbell, of Ohio, reported from the committee that they had laid before the President of the United States the four enrolled bills, and two enrolled resolutions, last reported to have been examined; and that they had examined and found duly enrolled the bill, entitled "An act for the relief of Washington Lee;" the bill, entitled "An act for the relief of Louis Chacherie;" the bill, entitled "An act allowing further time for delivering evidence in support of claims to land in the territory of Missouri, and for regulating the donation grants therein;" the bill, entitled "An act making appropriations for the support of the military establishment and of the volunteer militia in the actual service of the United States, for the year 1813;" the bill, entitled "An act making appropriations for the support of the navy for the year 1813;" the bill, entitled "An act to alter the time of holding the district court in the respective districts of New York and Massachusetts;" the bill, entitled "An act supplementary to the act for increasing the navy;" also the bill,

entitled "An act altering the time for holding the district court in the district of Maine."

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The President of the United States this day approved and signed "An act giving further time to purchasers of public lands to complete their payments;" "An act for the regulation of seamen on board the public and private vessels;" "An act for the relief of Susannah Wiley;" "An act rewarding the officers and crew of the frigate Constitution, and the officers and crew of the Wasp;" also "An act making appropriations for the support of government for the year 1813."

The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives have passed the bill which originated in the Senate, entitled "An act to encourage the destruction of the armed vessels of war of the enemy." And he withdrew.

Mr. Campbell, of Ohio, reported from the committee that they had examined and found duly enrolled the bill last mentioned.

The President signed the nine enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

Mr. Campbell, of Ohio, reported from the committee that they had laid before the President of

The bill last mentioned was read three times by unanimous consent.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

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The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives have passed the bill which originated in the Senate, entitled "An act to encourage the destruction of the armed vessels of war of the enemy." And he withdrew.

Mr. Campbell, of Ohio, reported from the committee that they had examined and found duly enrolled the bill last mentioned.

The President signed the nine enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

Mr. Campbell, of Ohio, reported from the committee that they had laid before the President of

the United States the nine enrolled bills last reported to have been examined.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The President of the United States this day approved and signed "An act allowing further time for delivering the evidence in support of claims to land in the territory of Missouri, and for regulating the donation grants therein;" "An act to alter the times of holding the district court in the respective districts of New York and Massachusetts;" "An act altering the time for holding the district court in the district of Maine;" "An act making appropriations for the support of the navy of the United States for the year 1813;" "An act making appropriations for the support of the military establishment, and of the volunteer militia in the actual service of the United States, for the year 1813;" also "An act supplementary to the act for increasing the navy."

The House of Representatives have passed a resolution for the appointment of a joint committee to wait on the President of the United States and notify him of the intended recess, and have appointed a committee on their part, and request the concurrence of the Senate in said resolution. And he withdrew.

The Senate resumed, as in committee of the whole, the bill, entitled "An act concerning invalid pensioners;" and the bill was amended.

On the question, "Shall this bill be read a third time as amended?"

It was determined in the affirmative.

The amendment to the bill last mentioned, was reported by the committee correctly engrossed, and the bill was read a third time as amended.

Resolved, That this bill pass with amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in committee of the whole, the bill to provide for the accommodation of the President of the United States; and

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative.

The bill last mentioned having been examined, was read a third time;

Resolved, That this bill pass.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in committee of the whole, the consideration of the bill, entitled "An act making appropriation for alterations and repairs in the Capitol." And no amendment having been agreed to;

The bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the President of the United States, by Mr. Coles, his secretary:

Mr. President—The President of the United States this day approved and signed the follow-

ing acts: "An act for the relief of Lewis Chacherie;" "An act for the relief of Washington Lee;" "An act to encourage the destruction of the armed vessels of war of the enemy;" "An act the better to provide for supplies of the army of the United States, and for the accountability of persons entrusted with the same;" "An act vesting in the President of the United States the power of retaliation;" "An act authorising the discharge of Daniel Updike from his imprisonment;" "An act for the relief of Nathaniel G. Ingraham, Alexander Phoenix, and William Nexsen, junior;" "An act for the relief of the representatives of Samuel Lapsley, deceased;" "An act for the better organization of the general staff of the army of the United States;" "An act to revive and continue in force, 'An act declaring the consent of Congress to an act of the state of Georgia, passed the twelfth day of December, 1804, establishing the fees of the harbor master and health officer of the ports of Savannah and St. Marys;" "Resolution requesting the President of the United States to cause to be prepared and laid before Congress a system of military discipline;" also a "Resolution requesting the President of the United States to present medals to Captain William Bainbridge and the officers of the frigate Constitution."

The Senate proceeded to consider the resolution from the House of Representatives, for the appointment of a joint committee to wait on the

President of the United States, and notify him of the intended recess; and concurred therein.

Ordered, That Mr. Varnum and Mr. Gaillard be the committee, on the part of the Senate.

The Senate resumed, as in committee of the whole, the bill, entitled " An act supplementary to the acts heretofore passed on the subject of an uniform rule of naturalization;" and the bill having been amended;

On the question, "Shall this bill be read a third time as amended?"

It was determined unanimously in the affirmative, yeas 22.

On motion, by Mr. Smith, of Maryland,

The yeas and nays having been required by one fifth of the Senators present, those who voted in the affirmative, are

Messrs. Bayard,	Messrs. Howell,
Bibb,	Leib,
Brent,	Lloyd,
Campbell, *of Ten.*	Magruder,
Crawford,	Pope,
Cutts,	Reed,
Dana,	Smith, *of Maryland*,
Franklin,	Smith, *of New York*,
Gaillard,	Taylor,
Giles,	Turner,
Goodrich,	Varnum.

And the bill was read a third time as amended.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

On motion,

Ordered, That the further consideration of the bill, entitled "An act prohibiting the exportation of certain articles therein specified in foreign ships or vessels," be postponed to the fourth Monday in May next.

On motion,

Ordered, That the further consideration of the bill, entitled "An act to prohibit the use of licences or passes, issued under the authority of any foreign government, be postponed to the fourth Monday in May next.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Campbell, of Ohio, reported from the committee that they had examined and found duly enrolled the bill, entitled "An act making appropriation for alterations and repairs in the Capitol;" also the bill, entitled "An act to authorise the Secretary of the Treasury to provide new certificates of registry."

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of their President. And he withdrew.

The President signed the two enrolled bills last reported to have been examined, and they were delivered to the committee to be laid before the President of the United States.

Mr. Campbell, of Ohio, reported from the com-

mittee that they had laid before the President of the United States, the two enrolled bills last reported to have been examined.

A message from the House of Representatives, by Mr. Magruder, their clerk:

Mr. President—The President of the United States this day approved and signed "An act making appropriation for alterations and repairs in the Capitol;" also "An act to authorise the Secretary of the Treasury to provide new certificates of registry."

Mr. Varnum reported from the committee that they had waited on the President of the United States, who informed them that he had no further communications to make to the two Houses of Congress.

Whereupon,

The President adjourned the Senate to meet on the fourth Monday in May next.

APPENDIX.

ACTS PASSED DURING THE SECOND SESSION OF THE TWELFTH CONGRESS.

AN Act to authorise the transportation of certain documents free of postage.

An Act further to prolong the continuance of the mint at Philadelphia.

An Act making an appropriation to defray expenses incurred, or to be incurred, under an act, entitled "An act to authorise a detachment from the militia of the United States;" and the act, entitled "An act for calling forth the militia to execute the laws of the Union, suppress insurrections, and repel invasions, and to repeal the act now in force for those purposes," passed the twenty-eighth day of February, one thousand seven hundred and ninety five.

An Act increasing the pay of non-commissioned officers, musicians, privates, and others of the army, and for other purposes.

An Act concerning the district and territorial judges of the United States.

An Act to increase the navy of the United States.

An Act directing the Secretary of the Trea-

sury to remit fines, forfeitures, and penalties, in certain cases.

An Act approving the report of the commissioners appointed by the Secretary at War to ascertain and settle the exterior line of the public land at West Point, in the state of New York.

An Act providing navy pensions in certain cases.

An Act authorising the President of the United States to establish post routes in certain cases.

An Act making certain partial appropriations for the year one thousand eight hundred and thirteen.

An Act supplementary to the act, entitled "An act for the more perfect organization of the army of the United States."

An Act in addition to the act concerning letters of marque, prizes, and prize goods.

An Act authorising the admission, under certain circumstances, of vessels owned by citizens of the United States of America, with their cargoes, from British ports beyond the Cape of Good Hope.

An Act in addition to the act, entitled "An act to raise an additional military force."

An Act for the relief of John Binnion.

An Act for the relief of the Bible Society of Philadelphia.

An Act supplementary to an act, entitled "An act to provide for calling forth the militia to execute the laws of the Union, suppress insurrections, and repel invasions, and to repeal the act

now in force for those purposes," and to increase the pay of volunteer and militia corps.

An Act for the relief of Jared Shattuck.

An Act giving the right of pre-emption in the purchase of lands to certain settlers in the Illinois territory.

An Act authorising a loan for a sum not exceeding sixteen millions of dollars.

An Act regulating pensions to persons on board private armed ships.

An Act confirming certain claims to land in the district of Vincennes.

An Act making provision for an additional number of general officers.

An Act for the relief of Reuben Attwater.

An Act for the relief of John Redfield, junior.

An Act authorising the issuing of Treasury notes for the service of the year one thousand eight hundred and thirteen.

An Act for the relief of John Dixon and John Murray.

An Act for the relief of Royal Converce.

An Act to impose a duty on the importation of iron wire.

An Act to raise ten additional companies of rangers.

An Act to alter the time for the next meeting of Congress.

An Act directing the Secretary of the Treasury to remit certain fines, penalties, and forfeitures therein mentioned.

An Act in addition to the act regulating the postoffice establishment.

An Act authorising the appointment of additional officers in the respective territories of the United States.

An Act to establish certain post roads in the state of Louisiana.

An Act to encourage vaccination.

An Act giving further time for registering claims to land in the eastern and western districts of the territory of Orleans, now state of Louisiana.

An Act to authorise and empower the president and managers of the Washington Turnpike Company of the state of Maryland, when organized, to extend and make their turnpike road to or from Georgetown in the District of Columbia, through the said district to the line thereof.

An Act to continue in force, for a limited time, the first section of an act, entitled "An act further to protect the commerce and seamen of the United States against the Barbary powers."

An Act authorising the discharge of Daniel Updike from his imprisonment.

An Act for the regulation of seamen on board the public and private vessels of the United States.

An Act giving further time to purchasers of public lands to complete their payments.

An Act allowing further time for delivering evidence in support of claims to land in the territory of Missouri, and for regulating the donation grants therein.

An Act to alter the times of holding the district courts in the respective districts of New York and Massachusetts.

An Act for the relief of Washington Lee.

An Act to encourage the destruction of the armed vessels of war of the enemy.

An Act better to provide for the supplies of the army of the United States, and for the accountability of persons entrusted with the same.

An Act for the relief of Lewis Chacherie.

An Act to authorise the Secretary of the Treasury to provide new certificates of registry.

An Act rewarding the officers and crew of the frigate Constitution, and the officers and crew of the Wasp.

An Act for the better organization of the general staff of the army of the United States.

An Act to revive and continue in force "An act declaring the consent of Congress to an act of the state of Georgia, passed the twelfth day of December, one thousand eight hundred and four, establishing the fees of the harbor master and health officer of the ports of Savannah and St. Marys.

An Act supplementary to the act for increasing the navy.

An Act making appropriations for the support of the navy of the United States, for the year one thousand eight hundred and thirteen.

An Act making an appropriation for repairs and alterations in the Capitol.

An Act making appropriations for the support

of the military establishment and of the volunteer militia in the actual service of the United States, for the year one thousand eight hundred and thirteen.

An Act making appropriations for the support of government, for the year one thousand eight hundred and thirteen.

An Act for the relief of Susannah Wiley.

An Act altering the time for holding the district court in the district of Maine.

An Act vesting in the President of the United States the power of retaliation.

An Act for the relief of Nathaniel G. Ingraham, Alexander Phoenix, and William Nexsen, junior.

An Act for the relief of the representatives of Samuel Lapsley, deceased.

Resolution relative to the brillant achievements of Captains Hull, Decatur, Jones, and Lieutenant Elliott.

Resolution requesting the President of the United States to cause to be prepared and laid before Congress a system of military discipline.

Resolution requesting the President of the United States to present medals to Captain William Bainbridge, and the officers of the frigate Constitution.

SENATORS

OF

The United States,

WHOSE SEATS WILL BE VACATED;

1815.	1817.	1819.
Mr. Anderson,	Mr. Bayard,	Mr. Bledsoe,
Brent,	Bibb,	Chace,
Dana,	Brown,	Fromentin,
German,	Campbell, *of Tenn.*	Gaillard,
Horsey,	Condit,	Goodrich,
Hunter,	Crawford,	King,
Lambert,	Giles,	Lacock,
Leib,	Gilman,	Morrow,
Lloyd,	Howell,	Stone,
Robinson,	Taylor,	Tait
Smith, *of Maryland,*	Turner,	N. Hampshire, *vacant,*
Worthington.	Varnum.	Maryland, ditto.

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JOURNAL OF THE EXECUTIVE PROCEEDINGS OF THE SENATE

NOTE: The appropriate part of the Executive Journal for this session has been extracted from the first edition of JOURNAL OF THE EXECUTIVE PROCEEDINGS OF THE SENATE, published by Duff Green in 1828.

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EXECUTIVE JOURNAL.

[THIRTY-FOURTH SESSION.]

MONDAY, NOVEMBER 9, 1812.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate the persons whose names are stated in the list, annexed to the enclosed letter from the Secretary of War, for the promotions and appointments respectively proposed.

I nominate John Gibson, whose commission as Secretary of the Indiana Territory, will expire on the 22d of this month, to be Secretary of the said Territory, for four years next ensuing that date.

JAMES MADISON.

November 9th, 1812.

WAR DEPARTMENT, *November* 6, 1812.

SIR: I have the honor to propose, for your approbation, the following promotions and appointments in the Army of the United States.

W. EUSTIS.

The PRESIDENT of the United States.

Corps of Engineers.

Major Joseph G. Swift, to be Lieut. Colonel, vice Macomb, promoted 6th July, 1812.

Captain George Bomford, to be Major, vice Swift, promoted 6th July, 1812.

First Lieutenant Prentis Willard, to be Captain, vice Bomford, promoted 6th July, 1812.

Second Lieutenant Edward De Russey, to be first Lieutenant, vice Willard, promoted 6th July, 1812.

Regiment of Artillerists.

Second Lieutenant John Erving, to be First Lieutenant, vice Hanks, killed 16th August, 1812.

Ensign William H. Nicoll, of the Second Regiment of Infantry, to be Second Lieutenant, 6th July, 1812.

Regiment of Light Artillery.

First Lieutenant Luther Leonard, to be Captain, vice Scott, promoted 6th July, 1812.

First Lieutenant Benjamin Branch, to be Captain, vice Spann, dismissed 24th August, 1812.

First Lieutenant George W. Melvin, to be Captain, vice McKelvey, dismissed 24th August, 1812.

Second Lieutenant Armstrong Irvine, to be First Lieutenant, vice Leonard, promoted 6th July, 1812.

Second Lieutenant John R. Bell, to be First Lieutenant, vice Branch, promoted 24th August, 1812.

Second Lieutenant George Murdock, to be First Lieutenant, vice Melvin, promoted 24th August, 1812.

First Regiment of Infantry.

Major Robert C. Nicholas, of the 3d regiment, to be Lieutenant Colonel, vice Bissell, promoted 15th August, 1812.

First Lieutenant Ambrose Whitlock, to be Captain, vice Heald, promoted 26th August, 1812.

Second Lieutenant Jacob W. Albright, to be First Lieutenant, vice Whitlock, promoted 26th August, 1812.

Ensign John A. Shaw, to be Second Lieutenant, vice Albright, promoted 26th August, 1812.

Second Regiment of Infantry.

Lieutenant Colonel Richard Sparks, to be Colonel, vice Cushing, promoted 6th July, 1812.

Major John Bowyer, to be Lieutenant Colonel, vice Sparks, promoted 6th July, 1812.

Captain William R. Boote, to be Major, vice Bowyer, promoted 6th July, 1812.

First Lieutenant Reuben Chamberlain, to be Captain, vice Boote, promoted 6th July, 1812.

First Lieutenant John R. N. Luckett, to be Captain, vice Campbell, promoted 6th July, 1812.

First Lieutenant Robert Peyton, to be Captain, vice Arbuckle, promoted 15th August, 1812.

Second Lieutenant John T. Wirt, to be First Lieutenant, vice Chamberlain, promoted 6th July, 1812.

Second Lieutenant Evert Bogardus, to be First Lieutenant, vice Luckett, promoted 6th July, 1812.

Second Lieutenant Hezekiah Bradley, to be First Lieutenant, vice Peyton, promoted 15th August, 1812.

Ensign Isaac L. Baker, to be Second Lieutenant, vice Defossat, declined 6th July, 1812.

Third Regiment of Infantry.

Captain Matthew Arbuckle, of the 2d regiment, to be Major, vice Nicholas, promoted 15th August, 1812.

Second Lieutenant George Morley, to be First Lieutenant, vice Spann, deceased 24th April, 1812.

Second Lieutenant John L. Carey, to be First Lieutenant, vice Hamilton, resigned 1st November, 1812.

Ensign James Ryan, to be Second Lieutenant, vice Morley, promoted 24th April, 1812.

Ensign Archimedes Donoho, to be Second Lieutenant, vice Carey, promoted 1st November, 1812.

Fourth Regiment of Infantry.

Lieutenant Colonel Robert Purdy, of the 7th regiment, to be Colonel, vice Boyd, promoted 26th August, 1812.

Major John Darrington, of the 6th regiment, to be Lieutenant Colonel, vice Pike, promoted 6th July, 1812.

Captain Nathan Heald, of the 1st regiment, to be Major, vice Floyd, promoted 26th August, 1812.

First Lieutenant Charles Larrabee, to be Captain, vice Barton, resigned 15th September, 1812.

Second Lieutenant George Gooding, to be First Lieutenant, vice Larrabee, promoted 15th September, 1812.

Ensign Rufus Preble, to be Second Lieutenant, vice Gooding, promoted 15th September, 1812.

Fifth Regiment of Infantry.

Lieutenant Colonel Daniel Bissell, of the 1st regiment, to be Colonel, vice Beall, resigned 15th August, 1812.

Second Lieutenant Richard W. Chick, to be First Lieutenant, vice Lee, promoted 12th March, 1812.

Second Lieutenant John S. Allison, to be First Lieutenant, vice Hindman, promoted 6th July, 1812.

Second Lieutenant John R. Corbaly, to be First Lieutenant, vice King, promoted 6th July, 1812.

Second Lieutenant William C. Bird, to be First Lieutenant, vice Carson, resigned 1st September, 1812.

Ensign James McGunnegle, to be Second Lieutenant, vice Chick, promoted 12th March, 1812.

Ensign James Cummings, to be Second Lieutenant, vice Allison, promoted 6th July, 1812.

Ensign William Prestman, to be Second Lieutenant, vice Corbaly, promoted 6th July, 1812.

Ensign James H. Hook, to be Second Lieutenant, vice Bird, promoted 1st September, 1812.

Sixth Regiment of Infantry.

Captain John Campbell, of the 2d regiment, to be Major, vice Darrington, promoted 6th July, 1812.

Second Lieutenant John Chapman, to be First Lieutenant, vice Gardner, promoted 6th July, 1812.

Seventh Regiment of Infantry.

Major George R. C. Floyd, of the 4th regiment, to be Lieutenant Colonel, vice Purdy, promoted 26th August, 1812.

Rifle Regiment.

Lieutenant Colonel Thomas A. Smith, to be Colonel, vice Smyth, promoted 6th July, 1812.

Captain George W. Sevier, to be Lieutenant Colonel, vice Smith, promoted 6th July, 1812.

Captain James McDonald, to be Major, vice Fuller, resigned 1st August, 1812

First Lieutenant Daniel Appling, to be Captain, vice Spencer, deceased.

First Lieutenant Joshua Hamilton, to be Captain, vice Sevier, promoted 6th July, 1812.

First Lieutenant Thomas A. Patterson, to be Captain, vice McDonald, promoted 1st August, 1812.

Second Lieutenant John Findley, to be First Lieutenant, vice Appling, promoted.

Second Lieutenant Henry Swearingan, to be First Lieutenant, vice Hamilton, promoted 6th July, 1812.

Second Lieutenant Edward Wadsworth, to be First Lieutenant, vice Patterson, promoted 1st August, 1812.

Second Lieutenant William Townsley, to be First Lieutenant, to rank from the 1st August, 1812.

Second Lieutenant William Beard, to be First Lieutenant, vice Armstrong, deceased 27th September, 1812.

WAR DEPARTMENT.

SIR: I have the honor to propose, for your approbation, the following appointments in the Army of the United States:

Massachusetts.—John Chandler, Brigadier General, to take rank from the 8th of July, 1812.

John P. Boyd, Brigadier General, to take rank from the 26th of August, 1812.

James Thomas, Deputy Quartermaster, appointed September 1, 1812.

Charles Munroe, Ensign, 4th regiment Infantry, to take rank from the 16th of September, 1812.

Loring Austin, Second Lieutenant, 1st regiment Light Dragoons, to take rank as such from the 28th of September, 1812.

Jacob Porter Norton, Ensign, 4th regiment Infantry, to take rank as such from the 28th September, 1812.

Leonard Ross, First Lieutenant, 21st regiment Infantry, to take rank from the 6th of October, 1812.

New York.—John C. Tillotson, Second Lieutenant, 2d regiment Light Dragoons, to take rank from the 10th of August, 1812.

John Morton, Deputy Commissary of Ordnance, appointed September 11th, 1812.

Samuel Scofield, Hospital Surgeon's Mate, to rank from the 15th September, 1812.

Samuel Russell, Deputy Commissary, appointed on the 18th September, 1812.

John McLean, Jun. First Lieutenant, 3d regiment Artillery, to rank from the 24th September, 1812.

Jonathan Brooks, Captain, 3d regiment Artillery, to rank from the 24th September, 1812.

Horatio G. Armstrong, Captain, 23d regiment Infantry, to rank from the 25th September, 1812.

Lizur B. Canfield, Captain, 23d regiment Infantry, to rank from the 25th of September, 1812.

John A. Livingston, Second Lieutenant, 23d regiment Infantry, to rank from the 25th of September, 1812.

John Y. Lansing, Surgeon, 13th regiment Infantry, to rank from the 15th of October, 1812.

James H. Clark, Ensign, 6th regiment Infantry, to rank from the 24th of October, 1812.

Pennsylvania.—Callendar Irvine, Commissary General, appointed on the 8th of August, 1812.

Benjamin Burd, Cornet, 2d regiment Light Dragoons, to take rank from the 21st September, 1812.

Thomas Mahon, Ensign, 16th regiment Infantry, to rank from the 12th of October, 1812.

Moses M. Russell, Ensign, 16th regiment Infantry, to rank from the 12th of October, 1812.

Thomas Evans, Ensign, 16th regiment Infantry, to rank from the 17th of October, 1812.

South Carolina.—James Ferguson, Ensign, 8th regiment Infantry, to rank from the 28th of September, 1812.

Thomas Heriot, Cornet, 1st regiment Light Dragoons, to rank from the 30th of October, 1812.

Vermont.—William Jarvis, Deputy Commissary, appointed on the 18th of August, 1812.

Jonathan W. Shaw, Surgeon, 11th regiment Infantry, to rank from the 29th of September, 1812.

Thomas Staniford, Ensign, 11th regiment Infantry, to rank from the 12th of October, 1812.

D. Azro A. Buck, Second Lieutenant, 3d regiment Artillery, to rank from the 17th of October, 1812

Tennessee.—John Donelson, Jun. Second Lieutenant, Rangers, to rank from the 20th of August, 1812.

William P. Owen, Ensign, Rangers, to rank from the 20th of August, 1812.

James Stewart, Ensign, 2d regiment Infantry, to rank from the 28th of September, 1812.

Henry Conway, Jun., Ensign, 2d regiment Infantry, to rank from the 28th of September, 1812.

Indiana Territory.—William H. Harrison, Brigadier General, to rank from the 22d of August, 1812.

Delaware.—Thomas Stockton, Captain, 3d regiment Artillery, to rank from the 10th of September, 1812.

Ohio.—Caleb G. Fobes, Second Lieutenant, 24th regiment Infantry, to rank from the 12th of September, 1812.

Harvey Murray, Second Lieutenant, Rifle regiment to rank from the 17th of October, 1812.

Georgia.—George Phillips, Surgeon, 8th regiment Infantry, to rank from the 14th of September, 1812.

Nathaniel Clarke, Ensign, 2d regiment Infantry, to rank from the 7th of October, 1812.

William Whitefield, Ensign, 2d regiment Infantry, to rank from the 7th of October, 1812.

Connecticut.—Owen Ransom, Cornet, 1st regiment Light Dragoons, to rank from the 14th of September, 1812.

Virginia.—James V. Ball, Major, Cavalry, to rank from the 16th of September, 1812.

Edward Carrington, Second Lieutenant, 1st regiment Light Dragoons, to rank from the 12th of October, 1812.

William E. Smith, Ensign, 2d regiment Infantry, to rank from the 29th of October, 1812.

New Jersey.—Burton W. Halsey, Surgeon's Mate, 15th regiment Infantry, to rank from the 23d of September, 1812.

Daniel E. Burch, Ensign, 15th regiment Infantry, to rank from the 7th of October, 1812.

Charles H. Roberts, Ensign, 15th regiment Infantry, to rank from the 7th of October, 1812.

John Rose, Ensign, 15th regiment Infantry, to rank from the 7th of October, 1812.

Joseph L. Barton Captain, 15th regiment Infantry, to rank from the 30th of September, 1812.

Richard L. Howell, First Lieutenant, 15th regiment Infantry, to rank from the 15th of September, 1812.

Samuel McDougall, First Lieutenant, 15th regiment Infantry, to rank from the 30th of September, 1812.

William G. Scott, Second Lieutenant, 15th regiment Infantry, to rank from the 15th of September, 1812.

John Scott, Second Lieutenant, 15th regiment Infantry, to rank from the 30th of September, 1812.

Thomas Daggett, late Sergeant Major, Second Lieutenant, 2d regiment Infantry, to rank from the 28th of October, 1812.

Kentucky.—Cadet Levi Wells, Ensign, 7th regiment Infantry, to rank from the 28th of September, 1812.

John O. Fallen, late of Kentucky, Ensign, 1st regiment Infantry, to rank from the 28th of September, 1812.

Robert Sturgus, Ensign, 2d regiment Infantry, to rank from the 28th of September, 1812.

William Orlando Butler, Second Lieutenant, 2d regiment Infantry, to rank from the 28th of September, 1812.

Rhode Island.—William Turner, Surgeon's Mate, Peace Establishment, to rank from the 29th of September, 1812.

North Carolina.—William Davenport, Captain, 16th regiment Infantry, to rank from the 30th of September, 1812.

Miss. Territory.—John Butler, Ensign, 24th regiment Infantry, to rank from the 28th of September, 1812.

Maryland.—Valentine P. Luckett, Second Lieutenant, 1st regiment Cavalry, to rank from the 9th of October, 1812.

John Lynch, Ensign, 14th regiment Infantry, to rank from the 9th of October, 1812.

George Nicholas, Surgeon's Mate, 14th regiment Infantry, to rank from the 14th of October, 1812.

Amos Stoddard, Deputy Quartermaster, appointed on the 15th July, 1812.

William Anderson, Second Lieutenant, 1st regiment Infantry, to rank from the 6th of August, 1812.

Jared Mansfield, Professor of Experimental and Natural Philosophy, appointed on the 7th October, 1812.

Sylvanus Thayer, Deputy Commissary of Ordnance, appointed September 11, 1812.

New York.—Robert H. Morris, Captain, Infantry, confirmed by the Senate, on the 25th of April last, in the name of Robert Hellorrig.

North Carolina.—William Lord Robenson, Ensign, 3d regiment Infantry, to rank from the 31st of October, 1812.

John Allen Watson, Ensign, 3d regiment Infantry, to rank from the 31st of October, 1812.

Georgia.—James McIntosh, Second Lieutenant, Rifle regiment.

James Ryan, Ensign in the 3d regiment to be Second Lieutenant, in the Rifle regiment.

District of Maine.—John Hanson, Ensign, Rifle regiment.

Massachusetts.—Israel Stoddard, Surgeon's Mate, Peace Establishment.

New Orleans.—Guy Duplanter, Second Lieutenant, 1st regiment Artillery.

Maryland.—John Darnall, Jun. Ensign, 5th regiment.

Pennsylvania.—Julius R. Shumate, Surgeon, 22d regiment Infantry; John C. Farrell, Ensign, 22d regiment Infantry; and Thomas J. Martin, Ensign, 16th regiment Infantry.

The message was read

Ordered, That it lie for consideration.

On motion by Mr. Worthington,

Ordered, That the Secretary deliver to Mr. Worthington, a copy of the advice and consent of the Senate, to the appointment of Brigadier General Wm. Hull.

TUESDAY, NOVEMBER 10, 1812.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating to military promotions and appointments; and

Resolved, That they do advise and consent to the promotions, agreeably to the nominations respectively.

On the question, "Will the Senate advise and consent to the appointment of John P. Boyd, to be a Brigadier General, to rank from the 26th August, 1812?"

It was determined in the affirmative: Yeas, 20; Nays, 2.

On motion by Mr. Worthington,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Campbell, of Ohio, Campbell, of Tennessee, Crawford, Cutts, Franklin, Gaillard, German, Giles, Gilman, Goodrich, Gregg, Horsey, Howell, Lambert, Leib, Robinson, Smith, of Maryland, Tait, Taylor, and Turner.

Those who voted in the negative, are—Messrs. Varnum and Worthington.

So it was

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

On motion by Mr Smith, of Maryland,

It was agreed to take the question on the nomination of John Chandler, to be Brigadier General, to take rank from 8th July, 1812, by yeas and nays.

A motion was made by Mr. Giles, that the further consideration of the said nomination be postponed; and,

On motion by Mr. Varnum,

Resolved, That it be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Varnum, Mr. Giles, and Mr. Smith, of Maryland, be the committee; and

The Senate having advised and consented to the appointments of Jonathan Brooks, Horatio G. Armstrong, Callender Irvine, Benjamin Burd, Thomas Heriot, William Jarvis, Thomas Staniford, John Donelson, Jun., William P. Owen, James Stewart, Henry Conway, Jun., Thomas Stockton, and Owen Ransom, agreeably to their nominations respectively;

On motion,

Ordered, That all the nominations for military appointments, not advised and consented to, be referred to the committee last mentioned, to consider and report thereon; except that of William H. Harrison;

Ordered, To be postponed.

On motion,

Resolved, That the nomination of Jonathan W. Shaw, to be Surgeon, be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Leib, Mr. Campbell, of Ohio, and Mr. Condit, be the committee.

On motion,

Ordered, That all other nominations of Surgeons and Surgeon's Mates, be referred to the same committee, to consider and report thereon.

FRIDAY, NOVEMBER 13, 1812.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate David Howell, of Rhode Island, to be Judge of the District Court of Rhode Island, in the place of David L. Barnes, deceased.

Commissions having been granted during the recess of the Senate, to the following persons, I now nominate them to the same offices, as respectively annexed to their names.

Ninian Edwards, whose commission as Governor of the Illinois Territory has expired, to be Governor of the said Territory.

Josiah Meigs, of Georgia, to be Surveyor General of the United States, vice Jared Mansfield, resigned.

Daniel Reintzel, of the District of Columbia, to be a Justice of the Peace for the County of Washington, in the said District.

Benjamin Wilmot, of Maryland, to be Surveyor for the port of Easton, and Inspector of the Revenue for the same.

Hampden McIntosh, of Georgia, to be Naval Officer for the district of Savannah.

Henry Elkins, of Massachusetts, to be Naval Officer for the district of Salem and Beverly.

JAMES MADISON.

November 12th, 1812.

The message was read.

Ordered, That it lie for consideration.

Mr. Varnum, from the committee appointed the 10th instant, on certain nominations to military appointments, contained in the message of the President of the United States, of the 9th instant, reported.

On the question, "Will the Senate advise and consent to the appointment of John Chandler, to be a Brigadier General?"

It was determined in the affirmative: Yeas, 14; Nays, 9.

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Campbell, of Ohio, Campbell, of Tennessee, Condit, Crawford, Cutts, Franklin, Gaillard, Howell, Smith, of New York, Tait, Taylor, Turner, Varnum, and Worthington.

Those who voted in the negative, are—Messrs. German, Giles, Gilman, Goodrich, Gregg, Lambert, Leib, Reed and Smith, of Maryland.

So it was

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination; and

The Senate having advised and consented to all the military appointments contained in said message, not before agreed to, except the nominations of William H. Harrison, Caleb G. Fobes, and Harvey Murray, which were ordered to be postponed;

On motion,

Ordered, That the Secretary make return to the President of the United States, of all nominations to military promotions and appointments, contained in said message, which have been advised and consented to by the Senate.

Ordered, That the nomination of John Gibson, to be Secretary of the Indiana Territory, be postponed.

MONDAY, November 16, 1812.

The Senate resumed the consideration of the nomination of John Gibson, contained in the message of the President of the United States, of the 9th instant; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate took into consideration the message of the President of the United States, of the 13th instant, nominating David Howell, and others, to offices; and

Resolved, That they do advise and consent to the appointments of David Howell, Josiah Meigs, and Hampden McIntosh, agreeably to their nominations respectively.

Ordered, That the other nominations be postponed.

TUESDAY, November 17, 1812.

Ordered, That the Secretary make return to the President of the United States, of all nominations advised and consented to on the 16th instant.

WEDNESDAY, NOVEMBER 18, 1812.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Robert Brent, Thomas Peter, William Thornton, Joseph Sprigg Belt, Thomas Corcoran, Samuel N. Smallwood, Richard Parrott, Thomas Fenwick, John B. Kirby, John Ott, Samuel H. Smith, Daniel Rapine, Nicholas Young, and John Threldkeld, whose commissions as Justices of the Peace, in the county of Washington, in the District of Columbia, will expire on the 18th instant, to be Justices of the Peace for the said county.

George Gilpin, Charles Alexander, Jun., Jonah Thompson, Abraham Faw, Cuthbert Powell, Alexander Smith, Jacob Hoffman, Elisha Cullen Dick, John McKenney, Robert Young, Joseph Dean, Amos Alexander, Clement Sewell, Richard Lebby, John Richards, and Henry O'Keely, whose commissions as Justices of the Peace, for the county of Alexandria, will expire on the 18th instant, to be Justices of the Peace for the said county, in the district of Columbia.

JAMES MADISON.

November 17th, 1812.

The message was read; and,

On motion by Mr. Anderson,

It was considered by unanimous consent; and

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the message of the President of the United States, of the 13th instant, nominating David Howell, and others, to offices; and

Resolved, That they do advise and consent to the appointment of Ninian Edwards, agreeably to the nomination.

Ordered, That the other nominations be postponed.

Mr. Leib, from the committee appointed the 10th instant, on the nominations of Surgeons and Surgeon's Mates, contained in the message of the President of the United States, of the 9th instant, reported in part. Whereupon,

Resolved, That the Senate do advise and consent to the appointments of Burton W. Halsey, Wm. Turner and George Nicholas, agreeably to their nominations respectively.

FRIDAY, NOVEMBER 20, 1812.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate the persons whose names are stated in the list annexed to the enclosed letter from the Secretary of War, for the appointments respectively proposed.

I nominate Thomas Rutter, whose commission as Marshal for the District of Maryland, will expire on the 22d instant, to be Marshal of the said District, for four years next ensuing that date.

JAMES MADISON.

November 19th, 1812.

WAR DEPARTMENT, *November 19th*, 1812.

SIR: I have the honor to propose, for your approbation, the following appointments in the Army of the United States.

W. EUSTIS.

North Carolina.—Richard Cocke, Ensign, 3d regiment.

Pennsylvania.—David Neilson, Surgeon's Mate, Peace Establishment.

South Carolina.—William T. Caldwell, Ensign, 3d regiment; Joseph Calhoun and Hyem Cohen, Second Lieutenants, Rifle regiment; James Gadsden, Second Lieutenant, Engineers.

Massachusetts.—William Ross, Ensign, 21st regiment; John H. Cranson, Second Lieutenant, 9th regiment; Thomas G. Mower, Surgeon's Mate, 9th regiment.

New York.—John J. Cromwell, Second Lieutenant, 3d regiment Artillery.

Kentucky.—William S. Madison, Surgeon's Mate, 17th regiment; William Arnold, John McIntire, and John Shortridge, Second Lieutenants, Rifle regiment.

Rhode Island.—John L. Comstock, Surgeon's Mate, 25th regiment.

Maryland.—Edmund B. Duvall, First Lieutenant, 2d regiment Artillery; William Beaumont, doing duty as Surgeon's Mate, in the 6th regiment to be Surgeon's Mate, in the 16th.

The message was read; and,

On motion by Mr. Reed,

It was considered by unanimous consent; and

Resolved, That the Senate do advise and consent to the appointment of Thomas Rutter, agreeably to the nomination.

Ordered, That the other nominations lie for consideration.

The Senate resumed the consideration of the message of the President of the United States, of the 13th instant, nominating David Howell, and others, to offices; and

Resolved, That they do advise and consent to the appointments of Benjamin Wilmot and Henry Elkins, agreeably to their nominations respectively.

On motion by Mr. Varnum,

Resolved, That the nomination of Daniel Reintzel be referred to a select committee, to consider and report thereon.

Ordered, That Mr. Varnum and Mr. Reed be the committee.

Ordered, That the Secretary make a return to the President of the United States, of all nominations agreed to on the 18th instant, and this day.

MONDAY, NOVEMBER 23, 1812.

Mr. Varnum, from the committee appointed the 20th instant, on the nomination of Daniel Reintzel, to be a Justice of the Peace, reported.

Whereupon,

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the message of the President of the United States, of the 20th instant; and

Resolved, That they do advise and consent to the appointments of Richard Cocke, and John J. Cromwell, agreeably to their nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

On motion,

Ordered, That the nominations of Surgeon's Mates, contained in said message be referred to the committee appointed the 10th instant, to whom was referred the nomination of Jonathan W. Shaw.

Ordered, That the nominations to military appointments, not acted on, be postponed.

FRIDAY, NOVEMBER 27, 1812.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate the persons whose names are stated in the list annexed to the enclosed letter from the Secretary of War, for the appointments respectively proposed.

JAMES MADISON.

November 27th, 1812.

WAR DEPARTMENT, *November 25th*, 1812.

SIR: I have the honor of proposing, for your approbation, the following appointments in the Army of the United States:

Virginia.—Samuel V. Hamilton, Ensign, Rifle regiment; Samuel Booker and Thomas B. Barton, Ensigns, 12th regiment Infantry.

New Jersey.—Abraham R. Woolley, Deputy Commissary of Ordnance.

South Carolina.—John Harley, Ensign, Rifle regiment; James Hart, 3d regiment Infantry.

Tennessee.—Anthony Foster, Jun. Surgeon's Mate, 24th regiment Infantry.

New Hampshire.—Joseph M. Harper, Surgeon's Mate, 4th regiment Infantry.

Rhode Island.—Gustavus Baylies, Surgeon's Mate, 25th regiment Infantry.

Massachusetts.—Joseph Looring, Jun. to be Colonel, 21st regiment Infantry.

Georgia.—Southwalk Harlow, Surgeon, 8th regiment Infantry; Josiah Hill, Ensign, Rifle regiment; Thomas F. Wells, Ensign, 8th regiment Infantry; Horace Morris, Sergeant of the 23d, to be Ensign in the 11th regiment Infantry; David Jefferson Hopkins, Sergeant in the 11th, to be Ensign in the 21st regiment Infantry.

W. EUSTIS.

The message was read.

Ordered, That it lie for consideration.

The Senate resumed the consideration of the message of the President of the United States, of the 20th instant, nominating sundry persons to military appointments; and

Resolved, That they do advise and consent to the appointments of William T. Caldwell, Joseph Calhoun, Hyem Cohen, James Gadsden, William Ross, John H. Cranson, and Edmund B. Duvall, agreeably to their nominations respectively.

On motion,

Ordered, That the nominations of William Arnold, John M'Intire, and John Shortridge, be referred to Mr. Pope and Mr. Worthington, to consider and report thereon.

WEDNESDAY, DECEMBER 2, 1812.

Mr. Leib, from the committee to whom were referred, on the 23d November, the nominations of certain Surgeon's Mates, contained in the message of the President of the United States, of the 20th November, reported. Whereupon,

Resolved, That the Senate do advise and consent to the appointments of Thomas G. Mower, William S. Madison, John L. Comstock, and William Beaumont, agreeably to their nominations respectively.

Ordered, That the nomination of David Neilson be postponed.

The Senate took into consideration the message of the President of the United States, of the 27th November, nominating to military appointments; and

Resolved, That they do advise and consent to the appointments of John Harley, James Hart, Gustavus Baylies, Josiah Hill, Thomas F. Wells, and Horace Morris, agreeably to their nominations respectively.

Ordered, That the nominations of Anthony Foster, Joseph M. Harper, and Southwalk Harlow, be referred to the committee, appointed the 10th November, on the nomination of Jonathan W. Shaw, to consider and report thereon.

Ordered. That the nomination of Joseph Looring, Jun., be referred to Mr. Anderson, M. Lloyd, and Mr. Varnum, to consider and report thereon.

Ordered, That the other nominations be postponed.

Mr. Leib, from the committee appointed the 10th November, on the nominations of Surgeons and Surgeon's Mates, contained in the message of the President of the United States, of the 9th November, further reported, in part; and

Resolved, That the Senate do advise and consent to the appointment of John Y. Lansing, agreeably to the nomination.

The Senate resumed the consideration of certain military nominations, contained in the last mentioned message; and

Resolved, That they do advise and consent to the appointment of William H. Harrison, agreeably to the nomination.

Ordered, That the nominations of Caleb G. Fobes, and Harvey Murray, be referred to Mr. Anderson, Mr. Lloyd, and Mr. Varnum, to consider and report thereon.

Ordered, That the Secretary make a return to the President of the United States, of all nominations agreed to on the 27th November, and this day.

THURSDAY, DECEMBER 3, 1812.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate the persons whose names are stated in the list annexed to the enclosed letter from the Secretary of War, for the promotions and appointments respectively proposed.

JAMES MADISON.

December 1st, 1812.

WAR DEPARTMENT, *November 30th*, 1812.

SIR: I have the honor to propose, for your approbation, the following promotions and appointments in the Army of the United States.

W. EUSTIS.

PROMOTIONS.—*Corps of Engineers.*

Lieutenant Colonel Joseph G. Swift, to be Colonel, vice Willams, resigned July 31st, 1812.

Major Walker K. Armistead, to be Lieutenant Colonel, vice Swift, promoted July 31st, 1812.

Captain William McRee, to be Major, vice Armistead, promoted July 31st, 1812

First Lieutenant Joseph G. Totten, to be Captain, vice McRee, promoted July 31st, 1812.

First Lieutenant Samuel Babcock, to be Captain, vice Partridge, deceased September 21st, 1812.

Second Lieutenant Thomas P. Finley, to be 1st Lieutenant, vice Totten, promoted.

Second Lieutenant Frederick Lewis, to be 1st Lieutenant, vice Babcock, promoted September 20th, 1812.

APPOINTMENTS.

Pennsylvania.—Joseph S. Bunting, Ensign, Rifle regiment; Isaac Tucker, Ensign, 6th regiment Infantry.

New York.—Nathan Quackenbush, Ensign, 6th regiment.

Maryland—Matthew Galt, Jun., Ensign, 5th regiment.

The message was read.

Ordered, That it lie for consideration.

Mr. Pope, from the committee appointed the 27th November, on certain nominations contained in the message of the President of the United States, of the 20th November, reported. Whereupon, the said message was considered; and

Resolved, That the Senate do advise and consent to the appointments of David Neilson, William Arnold, John McIntire, and John Shortridge, agreeably to their nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

The Senate resumed the consideration of the message of the President of the United States, of the 27th November, nominating to military appointments; and

Resolved, That they do advise and consent to the appointments of Samuel V. Hamilton and Samuel Booker, agreeably to their nominations respectively.

Ordered, That the nominations not acted on be postponed.

FRIDAY, DECEMBER 4, 1812.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating to military promotions and appointments; and

Resolved, That they do advise and consent to the promotions, agreeably to the nominations respectively and to the appointments of Matthew Galt, Jun., agreeably to the nomination.

Ordered, That the other nominations be postponed.

The Senate resumed the consideration of the message of the President of the United States, of the 27th November, nominating to military appointments; and

Resolved, That they do advise and consent to the appointments of Abraham R. Woolley and David Jefferson Hopkins, agreeably to the nominations respectively.

Ordered, That the other nominations be postponed.

Ordered, That the Secretary make return to the President of the United States, of all nominations agreed to yesterday and this day.

TUESDAY, DECEMBER 8, 1812.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Asher Robbins, of Rhode Island, to be Attorney of the United States for that district, vice David Howell.

John Fawn, of Virginia, to be Navy Agent for the port of Norfolk, in place of T. Armistead, deceased.

JAMES MADISON.

December 8th, 1812.

The message was read.

Ordered, That it lie for consideration.

WEDNESDAY, DECEMBER 9, 1812.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating Asher Robbins and John Fawn, to offices; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

Mr. Anderson, from the committee appointed the 2d instant, on the nominations of Caleb G. Fobes and Harvey Murray, contained in the message of the President of the United States, of the 9th November; reported. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate resumed the consideration of the message of the President of the United States, of the 3d instant, nominating to military appointments; and

Ordered, That the nominations of Joseph S. Bunting, Isaac Tucker, and Nathan Quackenbush, be referred to Mr. Smith, of New York, Mr. Bibb, and Mr. German, to consider and report thereon.

THURSDAY, DECEMBER 10, 1812.

The Senate resumed the consideration of the message of the President of the United States, of the 27th November, nominating to military appointments; and

Resolved, That they do advise and consent to the appointment of Thomas B. Barton, agreeably to the nomination.

FRIDAY, DECEMBER 11, 1812.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Walter W. Buchanan, of New York, now acting under Commodore Chauncey, on the Lakes, to be a Surgeon in the Navy.

James C. Garrison, and Andrew B. Cook, of New York, now acting under Commodore Chauncey, on the Lakes, to be Surgeon's Mates in the Navy.

JAMES MADISON.

December 11th, 1812.

The message was read.

Ordered, That it lie for consideration.

TUESDAY, DECEMBER 15, 1812.

The Senate took into consideration the message of the President of the United States, of the 11th instant, nominating Walter W. Buchanan, and others, to offices; and

Ordered, That it be referred to the committee appointed the 10th November, on the nomination of Jonathan W. Shaw, to consider and report thereon.

FRIDAY, DECEMBER 18, 1812.

Mr. Leib, from the committee appointed the 2d instant, on certain nominations of Surgeons and Surgeon's Mates, contained in the message of the President of the United States, of the 27th November, reported on the nominations of Anthony Foster, Jun. and Southwalk Harlow; and

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

Mr. Leib, from the committee appointed the 15th instant, on the message of the President of the United States, of the 11th instant, reported on the nomination of Walter W. Buchanan; and

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

MONDAY, DECEMBER 21, 1812.

The two following written messages were received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Jones Dickson, of North Carolina, to be Second Lieutenant of Light Artillery.

Horatio Dade, of North Carolina, to be Ensign in the 18th regiment.

James McCahan, of Pennsylvania, to be Ensign in the 5th regiment.

Abiel Wilson, Jun., of New Hampshire, to be Ensign in the 4th regiment.

Matthew M. Claiborne, Jun., of Virginia, to be Ensign in the 12th regiment.

Isaac Clark, Jun. of Vermont, to be Ensign in the 11th regiment.

Daniel Turney, of Ohio, to be Surgeon's Mate in the 19th regiment.

John Stockton, of Ohio, to be Ensign in the 19th regiment.

William B. Staats, of New York, to be Ensign in the 6th regiment.

Abraham Quackinbush, of New York, to be Ensign in the 6th regiment of Infantry, instead of Nathan Quackenbush.

Stephen Collins, of Connecticut, to be Captain in the 3d regiment of Artillery.

James Young and John Sisk, of Pennsylvania, to be Ensigns in the 6th regiment of Infantry.

John Rodgers, of Delaware, to be Surgeon's Mate in the 6th regiment of Infantry.

James Stewart, of Tennessee, to be First Lieutenant in the 24th regiment.

Robert McFarland and Jacob Tipton, of Tennessee, to be Ensigns, Rifle regiment.

John H. Margart, of South Carolina, to be Deputy Commissary of Ordnance.

JAMES MADISON.

December 18th, 1812.

To the Senate of the United States:

I nominate William Finch, William B. Shubrick, Henry Wells, Benjamin W. Booth, Alexander Claxton, Glen Drayton, and Enos R. Davis, Midshipmen since 1806, and now acting Lieutenants, to be Lieutenants in the Navy of the United States.

William S. Rogers and Henry Fry, of Rhode Island, John R. Shaw and James Parrott, of Maryland, Samuel P. Todd and Nathaniel W. Rothwell, of Pennsylvania, Robert H. Nicholls, of New Orleans, George Beale, of the District of Columbia, and William Morris, of Virginia, to be Pursers in the Navy of the United States.

JAMES MADISON.

December 21st, 1812.

The messages were severally read.

Ordered, That they lie for consideration.

Mr. Leib, from the committee appointed the 15th instant, on the message of the President of the United States, of the 11th instant, reported on the nominations of James C. Garrison and Andrew B. Cook. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States; and also, the resolution passed 18th instant, on the nomination of Walter W. Buchanan.

TUESDAY, DECEMBER 22, 1812.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating to Naval appointments; and,

On motion,

Ordered, That it be referred to Mr. Smith, of Maryland, Mr. Lloyd, and Mr. Taylor, to consider and report thereon.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating to military appointments; and

Resolved, That they do advise and consent to the appointments of Jones Dickson James McCahan, Isaac Clark, Jun., Daniel Turney, William B. Staats, John Rodgers, James Stewart, Robert McFarland, and Jacob Tipton, agreeably to their nominations respectively.

Ordered, That the other nominations be postponed.

WEDNESDAY, DECEMBER 23, 1812.

The Senate resumed the consideration of the message of the President of the United States, of the 21st instant, nominating to military appointments; and

Resolved, That they do advise and consent to the appointments of Abiel Wilson, John Stockton, and John H. Margart, agreeably to their nominations respectively.

Ordered, That the other nominations be postponed.

THURSDAY, DECEMBER 31, 1812.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Israel P. Hutchinson, of Pennsylvania, to be Consul of the United States at Lisbon, in Portugal.

Benjamin C. Wilcocks, of Pennsylvania, to be Consul of the United States at Canton, in China.

Captain Thornton Posey, of the 7th regiment, to be Major of the 5th regiment Infantry, vice G. C. Russell, promoted 6th June, 1811.

First Lieutenant Alexander A. White, of the 7th regiment, to be Captain, vice Posey, promoted 6th June, 1811.

Second Lieutenant Jacob Miller, of the 7th regiment, to be First Lieutenant, to rank from 10th February, 1812.

Ensign John Hays, of the 7th regiment, to be Second Lieutenant, vice Miller, promoted 10th February, 1812.

JAMES MADISON.

December 30th, 1812.

The message was read.

Ordered, That it lie for consideration.

Mr. Leib, from the committee appointed the 10th November, on certain nominations of Surgeons and Surgeon's Mates, contained in the message of

the President of the United States, of the 9th November, reported on the nomination of Julius R. Shumate; and

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

On motion,

Ordered, That the Secretary make a return to the President of the United States, of all nominations which have been advised and consented to by the Senate, and not before returned.

MONDAY, JANUARY 4, 1813.

Mr. Smith, of New York, reported from the committee appointed on the nominations of Joseph S. Bunting, Isaac Tucker, and Nathan Quackenbush, contained in the message of the President of the United States, of the 3d December. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively, except that of Nathan Quackenbush, withdrawn.

Mr. Smith, of Maryland, from the committee, to whom was referred the message of the President of the United States, of the 21st December, nominating Lieutenants and Pursers in the Navy, reported; and

Resolved, That the Senate do advise and consent to the appointments of the Lieutenants, agreeably to the nominations respectively.

Ordered, That the nominations of Pursers be postponed.

Ordered, That the Secretary lay the two last mentioned resolutions before the President of the United States.

The Senate took into consideration the message of the President of the United States, of the 31st December, nominating Israel P. Hutchinson, and others, to offices; and,

On motion,

Ordered, That the nomination of Thornton Posey, to be Major in the 5th regiment of Infantry, be referred to Mr. Campbell, of Ohio, Mr. Lloyd, and Mr. Bibb, to consider and report thereon.

Ordered, That the other nominations be postponed.

The Senate resumed the consideration of the message of the President of the United States, of the 21st December, nominating to military appointments; and

Resolved, That they do advise and consent to the appointment of Abraham Quackinbush, agreeably to the nomination.

Ordered, That the other nominations be postponed.

THURSDAY, JANUARY 7, 1813.

Mr. Leib from the committee, appointed the 2d December, on certain nominations of Surgeons and Surgeons' Mates, contained in the message of the President of the United States, of the 27th November, reported on the nomination of Joseph M. Harper; and

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

The Senate resumed the consideration of the message of the President of the United States, of the 21st December, nominating Jones Dickson, and others, to offices; and

Ordered, That all nominations not agreed to, be referred to Mr. Leib, Mr. Varnum, and Mr. Gregg, to consider and report thereon.

The Senate resumed the consideration of the message of the President of the United States, of the 31st December, nominating Israel P. Hutchinson, and others, to offices; and

Ordered, That the nominations of Israel P. Hutchinson and Benjamin C. Wilcocks, be referred to Mr. Lloyd, Mr. Leib, and Mr. Gregg, to consider and report thereon.

FRIDAY, JANUARY 8, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate John Armstrong, of New York, to be Secretary of War, vice William Eustis, resigned.

William Jones, of Pennsylvania, to be Secretary of the Navy, vice Paul Hamilton, resigned.

JAMES MADISON.

January 8th, 1813.

The message was read.

Ordered, That it lie for consideration.

TUESDAY, JANUARY 12, 1813.

The Senate took into consideration the message of the President of the United States, of the 8th instant, nominating John Armstrong and William Jones, to offices; and

Resolved, That they do advise and consent to the appointment of William Jones, agreeably to the nomination.

On motion by Mr. Pope,

It was agreed to take the question, on the nomination of John Armstrong, by yeas and nays.

And, after debate,

On motion,

Ordered, That the further consideration of this nomination be postponed until to-morrow.

On motion by Mr. Worthington,

Ordered, That the Secretary make return to the President of the United States, on the message, so far as agreed to.

WEDNESDAY, JANUARY 13, 1813.

Mr. Leib, from the committee to whom was referred, on the 7th instant, the nominations of Horatio Dade, Matthew M. Claiborne, Junior, Stephen Collins, James Young, and John Sisk, contained in the message of the President of the United States, of the 21st December, reported. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States; also, the resolution passed the 4th instant, on the nomination of Abraham Quackinbush.

The Senate resumed the consideration of the nomination of John Armstrong, contained in the message of the President of the United States, of the 8th instant; and,

On the question, "Will the Senate advise and consent to the appointment of John Armstrong, to be Secretary of War?"

It was determined in the affirmative: Yeas, 18; Nays, 15.

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Anderson, Campbell, of Ohio, Campbell, of Tennessee, Crawford, Cutts, Franklin, Gregg, Howell, Leib, Magruder, Posey, Robinson, Smith, of Maryland, Smith, of New York, Tait, Taylor, Varnum, and Worthington.

Those who voted in the negative, are—Messrs. Bayard, Bibb, Bradley, Dana, Gaillard, German, Gilman, Goodrich, Horsey, Hunter, Lambert, Lloyd, Pope, Reed, and Turner.

So it was

Resolved, That the Senate do advise and consent to the appointment of John Armstrong, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

FRIDAY, JANUARY 15, 1813.

Mr. Lloyd, from the committee appointed the 7th instant, on the nominations of Israel P. Hutchinson and Benjamin C. Wilcocks, contained in the message of the President of the United States, of the 31st December, reported. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

MONDAY, JANUARY 18, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Charles T. Porter, whose commission, as Marshal of East Tennessee, will expire on the 12th of February next, to be Marshal of that district, for four years next ensuing that date.

St. George Tucker, of Virginia, to be Judge of the District Court of Virginia, vice John Tyler, deceased.

I nominate the persons whose names are stated in the list annexed to the enclosed letter from the Secretary of War, for the appointments respectively proposed.

JAMES MADISON.

January 18th, 1813.

WAR DEPARTMENT, *January 15th*, 1813.

SIR: I have the honor to propose, for your approbation, the enclosed appointments in the Army of the United States.

With perfect respect, your obedient servant,

JAMES MONROE.

The PRESIDENT of the United States.

North Carolina.—James Hill, and William Lancaster, Ensigns, 10th regiment.

South Carolina.—Frederick Kinlock, Ensign, 18th regiment; John L. Couturier, Ensign, 8th regiment; Charles Stevens, Ensign, 8th regiment.

Georgia.—Edward F. Tatnall, Ensign, 8th regiment.

Tennessee.—Joseph A. Martin, Ensign, 24th regiment.

Ohio.—Levi Rogers, Surgeon, 19th regiment; William Armstrong, Ensign, rifle regiment.

Maryland.—Bennet Riley, Ensign, rifle regiment; Clinton Wright, Cornet, 1st regiment Light Dragoons.

New York.—Peter Turner, Surgeon, 1st regiment Artillery; Lambert Norton, Ensign, rifle regiment; Jonathan Gifford, Ensign, 25th regiment.

Connecticut.—James D. Brown, Ensign, 25th regiment.

Pennsylvania.—George W. Barker, Captain, 22d regiment; Aspy Van Horn and Henry Myer, Ensigns, 6th regiment Infantry.

Massachusetts.—Joseph Gleason, Ensign, 9th regiment Infantry; Hanson Catelt, late a Surgeon's Mate, to be Surgeon of the 1st Regiment of Infantry; William Bezeau, Cadet, to be Ensign in the 6th regiment Infantry.

Missouri Territory.—Joseph Perkins, 2d Lieutenant, 24th regiment; Francis Valle, Ensign, 24th regiment.

The message was read.

Ordered, That it lie for consideration.

TUESDAY, JANUARY 19, 1813.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating Charles T. Porter, and others, to offices; and

Resolved, That they do advise and consent to the appointments of Charles T. Porter, St. George Tucker, William Lancaster, Edward F. Tatnall, Joseph A. Martin, William Armstrong, Bennet Riley, Clinton Wright, George W. Barker, Aspy Van Horn, and William Bezeau, agreeably to their nominations respectively,

Ordered, That the nominations of Levi Rogers, Peter Turner, and Hanson Catelt, be referred to the committee appointed the 10th November, on the nomination of Jonathan W. Shaw, to consider and report thereon.

Ordered, That the other nominations, not agreed to, be referred to Mr. Gregg, Mr. Varnum, and Mr. Posey, to consider and report thereon.

Ordered, That the Secretary make a return to the President of the United States, of all nominations which have been agreed to and not before returned.

FRIDAY, JANUARY 22, 1813.

Mr. Gregg, from the committee appointed the 19th instant, on the nominations of James Hill, Frederick Kinlock, John L. Couturier, Charles Stevens, Lambert Norton, John Gifford, James D. Brown, Henry Myer, Joseph Gleason, Joseph Perkins, and Francis Valle, contained in the message of the President of the United States, of the 18th instant, reported.

Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

TUESDAY, JANUARY 26, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary.

To the Senate of the United States:

I nominate James Flaugherty, Benjamin Emmons, Augustus Chouteau, Sen., Samuel Hammond, John Scott, of St. Genevieve, James Maxwell, William Neely, George Cavener, and Joseph Hunter, of the Missouri Territory, to be members of the Legislative Council of the Missouri Territory, being nine of eighteen persons nominated to me by the House of Representatives of that Territory.

JAMES MADISON.

January 26th, 1813.

The message was read.

Ordered, That it lie for consideration.

WEDNESDAY, JANUARY, 27, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Cornelius P. Van Ness, of Vermont, to be Collector of the District of Vermont, and Inspector of the Revenue for the port of Allburgh.

Roger Enos, of Vermont, to be Collector of the district of Mumphreymagog, and Inspector of the Revenue for the port of Mumphreymagog.

Ashbel W. Walworth, of Ohio, to be Collector of the district of Erie, and Inspector of the port of Cayahoga.

Jeremiah Bradbury, of Massachusetts, to be Collector of the district of York, in the district of Maine, and Inspector of the Revenue for the port of York.

Jesse McCall, of Louisiana, to be Collector of the district of Teche, and Inspector of the Revenue for the port of Nova Iberia.

Ezra Baker, of New Jersey, to be Collector of the district of Great Egg Harbor, and Inspector of the Revenue for the port of Great Egg Harbor.

Columbus Lawson, of Louisiana, to be Register of the Land Office for the Eastern district of the State of Louisiana, being the New Orleans district.

Lloyd Posey, of Louisiana, to be Receiver of Public Moneys for the Land Office of the Eastern district of the State of Louisiana, being the New Orleans district.

William Garrard, of Louisiana, to be Receiver of Public Moneys for the Land Office of the Western, or Opelousas district, of the State of Louisiana.

John Reed, of the Mississippi Territory, to be Register of the Land Office of Madison county, in the Mississippi Territory.

JAMES MADISON.

January 27th, 1813.

The message was read.

Ordered, That it lie for consideration.

THURSDAY, JANUARY 28, 1813.

The Senate took into consideration the message of the President of the United States, of the 26th instant, nominating James Flaugherty, and others, to offices; and,

On motion by Mr. Pope,

Ordered, That it be referred to Mr. Pope, Mr. Bradley, and Mr. Worthington, to consider and report thereon.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating Cornelius P. Van Ness, and others, to offices; and

Resolved, That they do advise and consent to the appointments of Cornelius P. Van Ness, Ashbel W. Walworth, Jesse McCall, Columbus Lawson, Lloyd Posey, and William Garrard, agreeably to their nominations respectively.

Ordered, That the other nominations be postponed.

Mr. Leib, from the committee to whom was referred, on the 19th instant, the nominations of Levi Rogers, Peter Turner, and Hanson Catelt, contained in the message of the President of the United States, of the 18th instant, reported. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively; except to that of Hanson Catelt, misnamed.

Mr. Leib, from the committee appointed the 10th November, on the nomination of Jonathan W. Shaw, reported.

On motion,

Ordered, That the Secretary make a return to the President of the United States, of all nominations which have been agreed to, and not before returned.

FRIDAY, JANUARY 29, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate, James Scott, of Indiana Territory, to be a Judge of that Territory.

JAMES MADISON.

January 29th, 1813.

SATURDAY, JANUARY 30, 1813.

The message received yesterday, from the President of the United States, was read.

Ordered, That it lie for consideration.

The Senate resumed the consideration of the message of the President of the United States, of the 27th instant, nominating Cornelius P. Van Ness, and others, to offices; and

Resolved, That they do advise and consent to the appointment of Ezra Baker, agreeably to the nomination.

On motion,

Ordered, That the nomination of John Reed, be referred to Mr. Magruder, Mr. Worthington, and Mr. Lambert, to consider and report thereon.

Ordered, That the other nominations be postponed.

MONDAY, FEBRUARY 1, 1813.

The Senate took into consideration the message of the President of the United States, of the 29th January, nominating James Scott, to office; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay this resolution before the President of the United States.

WEDNESDAY, FEBRUARY 3, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate the persons whose names are stated in the list annexed to the enclosed letter from the Secretary of War, for the promotions respectively proposed.

JAMES MADISON.

February 3d, 1813.

WAR DEPARTMENT, *February 2d*, 1813.

SIR: I have the honor to propose, for your approbation, the following promotions in the Army of the United States.

With the highest respect,
I have the honor to be,
Sir, your most ob't. serv't,
JAMES MONROE.

The PRESIDENT of the United States.

Regiment of Light Artillery.

Captain Thomas Pitts, to be Major, January 20, 1813.

First Lieutenant Arthur W. Thornton, to be Captain, vice Pitts, promoted January 20, 1813.

Second Lieutenant Thomas B. Randolph, to be First Lieutenant, vice Thornton, promoted January 20, 1813.

First Regiment, Light Dragoons.

Captain Nelson Luckett, to be Major, January 20, 1813.

First Lieutenant William Little John, to be Captain, vice Lester, resigned December 1, 1812.

First Lieutenant George Haig, to be Captain, vice Luckett, promoted January 20, 1813.

Second Lieutenant Dillon Thomas, to be First Lieutenant, vice Little John, promoted December 1, 1812.

Second Lieutenant Francis S. Belton, to be First Lieutenant, vice Haig, promoted January 20, 1813.

Cornet Owen Ransom, to be Second Lieutenant, vice Thomas, promoted December 1, 1812.

Cornet Thomas Heriot, to be Second Lieutenant, vice Belton, promoted January 20, 1813.

First Regiment, Infantry.

Captain Eli B. Clemson, to be Major, January 20, 1813.

First Lieutenant William Whistler, to be Captain, vice Rhea, resigned December 31, 1812.

First Lieutenant John C. Symmes, to be Captain, vice Clemson, promoted January 20, 1813.

First Lieutenant Simeon Knight, to be Captain, vice Swan, promoted January 20, 1813.

First Lieutenant Alpha Kingsley, to be Captain, vice Pinckney, promoted January 20, 1813.

First Lieutenant Hezekiah Johnson, to be Captain, vice Starke, promoted January 20, 1813.

Second Lieutenant Philip Ostrander, to be First Lieutenant, vice Peyton, deceased October 30, 1812.

Second Lieutenant Samuel Perkins, to be First Lieutenant, vice Whistler, promoted December 31, 1812.

Second Lieutenant Linia T. Helm, to be First Lieutenant, vice Symmes, promoted January 20, 1813.

Second Lieutenant James W. Bryson, to be First Lieutenant, vice Knight, promoted January 20, 1813.

Second Lieutenant John Campbell, to be First Lieutenant, vice Kingsley, promoted January 20, 1813.

Second Lieutenant Dixon Stansbury, to be First Lieutenant, vice Johnson, promoted January 20, 1813.

Ensign Ormond Marsh, to be Second Lieutenant, vice Ostrander, promoted October 30, 1812.

Ensign Daniel Curtis, to be Second Lieutenant, vice Perkins, promoted December 31, 1812.

Ensign Robert McCabe, to be Second Lieutenant, vice Page, resigned December 31, 1812.

Ensign Newton E. Westfall, to be Second Lieutenant, vice Helm, promoted January 20, 1813.

Ensign John O. Fallon, to be Second Lieutenant, vice Bryson, promoted January 20, 1813.

Second Regiment, Infantry.

Captain William Swan, of the First Regiment, Infantry, to be Major, January 20, 1813.

First Lieutenant John Pemberton, to be Captain, vice Carson, promoted January 20, 1813.

Second Lieutenant Perrin Willis, to be First Lieutenant, vice Cherry, deceased November 1, 1812.

Second Lieutenant Hippolite H. Villard, to be First Lieutenant, vice Seely, deceased January 10, 1813.

Second Lieutenant John Bliss, to be First Lieutenant, vice Pemberton, promoted January 20, 1813.

Ensign Robert Sturgis, to be Second Lieutenant, vice Willis, promoted November 1, 1812.

Ensign James Stewart, to be Second Lieutenant, vice Vasse, dismissed December 27, 1812.

Ensign Henry Conway, to be Second Lieutenant, vice Villard, promoted January 10, 1813.

Ensign Nathaniel Clark, to be Second Lieutenant, vice Bliss, promoted January 20, 1813.

Ensign William M. Smith, to be Second Lieutenant, January 20, 1813.

Third Regiment, Infantry.

Captain William Carson, of the second regiment, Infantry, to be Major, January 20, 1813

Ensign James Smith, to be Second Lieutenant, vice Ryan, transferred to Rifle regiment, November 19, 1812.

Fourth Regiment, Infantry.

Captain Stephen Ranney, to be Major, January 20, 1813.

First Lieutenant Ebenezer Way, to be Captain, vice Ranney, promoted January 20, 1813.

Second Lieutenant Josiah Bacon, to be First Lieutenant, vice Larrabee, promoted September 15, 1812.

Second Lieutenant Parker Greenough, to be First Lieutenant, vice Way, promoted January 20, 1813.

Ensign Samuel Armstrong, to be Second Lieutenant, vice Bacon, promoted September 15, 1812.

Ensign Samuel Legate, to be Second Lieutenant, vice Greenough, promoted January 20, 1813.

Fifth Regiment, Infantry.

Captain Ninian Pinkney, of the 1st regiment of Infantry, to be Major, January 20, 1813.

Ensign George D. Snyder, to be Second Lieutenant, vice Kirkpatrick, declined September 1, 1812.

Sixth Regiment, Infantry.

Captain Horatio Starke, of the 1st regiment, Infantry, to be Major, January 20, 1813.

First Lieutenant Henry Phillips, to be Captain, vice Nelson, deceased October 13, 1812.

Second Lieutenant William Hazard, to be First Lieutenant, vice Phillips, promoted October 13, 1812.

Second Lieutenant Gerard D. Smith, to be First Lieutenant, vice Conant, resigned October 31, 1812.

Ensign Nathaniel Sherman, to be Second Lieutenant, vice Prevost, cashiered October 4, 1812.

Ensign Robert McClallan, to be Second Lieutenant, vice Jenkins, cashiered October 4, 1812.

Ensign Isaac L. Dubois, to be Second Lieutenant, vice Hazard, promoted October 13, 1812.

Seventh Regiment, Infantry.

Captain Arthur Morgan, to be Major, January 20, 1813.

First Lieutenant Alexander A. White, to be Captain, vice Morgan, promoted January 20, 1813.

Second Lieutenant Jacob Miller, to be First Lieutenant, vice White, promoted January 20, 1813.

Ensign John Hays, to be Second Lieutenant, vice Miller, promoted January 20, 1813.

Rifle Regiment.

Captain Benjamin Forsyth, to be Major, January 20, 1813.

First Lieutenant Thomas Ramsey, to be Captain, vice Vischer, resigned November 30, 1812.

First Lieutenant William Smith, to be Captain, vice Forsyth, promoted January 20, 1813.

Second Lieutenant James Ryan, to be First Lieutenant, vice Ramsey, promoted November 30, 1812.

Second Lieutenant George Gray, Jun. to be First Lieutenant, vice Smith, promoted January 20, 1813.

Ensign John Hanson, to be Second Lieutenant, vice Ryan, promoted November 30, 1812.

Ensign John Harley, to be Second Lieutenant, vice Gray, promoted January 20, 1813.

Ensign Josiah Hill, to be Second Lieutenant, January 20, 1813.

The message was read.

Ordered, That it lie for consideration.

Mr. Leib, from the committee appointed the 10th of November last, on certain nominations contained in the message of the President of the United States, of the 9th of the same month, reported on the nomination of Jonathan W. Shaw.

On the question, "Will the Senate advise and consent to the appointment, of Jonathan W. Shaw, to be a Surgeon in the 11th regiment of Infantry?

It was determined in the negative: Yeas, 12; Nays, 14.

On motion by Mr. Robinson,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Anderson, Bibb, Crawford, Franklin, Howell, Magruder, Posey, Robinson, Smith, of New York, Taylor, Turner, and Varnum.

Those who voted in the negative, are—Messrs. Bayard, Bradley, Dana, German, Giles, Gilman, Goodrich, Gregg, Hunter, Lambert, Leib, Pope, Reed, and Smith, of Maryland.

So it was

Resolved, That the Senate do not advise and consent to the appointment.

MONDAY, February 8, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Thomas Barlow, of Connecticut, to be Secretary to Joel Barlow, Minister Plenipotentiary of the United States to the French Government.

William White, of Pennsylvania, to be Agent for paying the Invalid Pensioners of the United States, in the District of Pennsylvania.

JAMES MADISON.

February 8th, 1813.

TUESDAY, February 9, 1813.

The Senate took into consideration the message of the President of the United States, of the 3d instant, nominating to military promotions; and

Resolved, That they do advise and consent to the promotions, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

The message yesterday received from the President of the United States, was read.

Ordered, That it lie for consideration.

Mr. Campbell, of Ohio, from the committee appointed the 4th January, on the nomination of Thornton Posey, contained in the message of the President of the United States, of the 31st December, made report; and, after debate,

On motion,

The Senate adjourned.

TUESDAY, February 16, 1813.

The Senate resumed the consideration of the nomination of Thornton Posey, contained in the message of the President of the United States, of the 31st of December last; and,

On the question, "Will the Senate advise and consent to the appointment of Thornton Posey, to be a Major of Infantry?

It was determined in the affirmative: Yeas, 17; Nays, 13.

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, Bibb, Bradley, Brent, Brown, Crawford, Cutts, Gaillard, Giles, Gilman, Horsey, Robinson, Smith, of Maryland, Smith, of New York, Tait, Taylor, and Turner.

Those who voted in the negative, are—Messrs. Campbell, of Ohio, Franklin, German, Goodrich, Gregg, Howell, Lambert, Leib, Lloyd, Pope, Reed, Varnum, and Worthington.

So it was

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination. Whereupon,

The other nominations contained in the said message, to wit: Alexander A. White, Jacob Miller, and John Hays, were resumed and considered; and

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

Mr. Pope, from the committee appointed the 28th January, on the message of the President of the United States, of the 26th, nominating James Flaugherty, and others, to offices; reported. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

Ordered, That the Secretary lay the aforegoing resolutions before the President of the United States.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Silas Bent, of the Territory of Missouri, to be a Judge of that Territory, in the place of John Coburn, resigned.

Nathaniel A. Ware, of the Mississippi Territory, to be a member of the

Legislative Council of that Territory, being one of two persons nominated to me by the House of Representatives, of the said Territory, to fill the vacancy occasioned by the death of Alexander Montgomery.

JAMES MADISON.

February 16th, 1813.

The message was read.

Ordered, That it lie for consideration.

The Senate took into consideration the message of the President of the United States, of the 8th instant, nominating Thomas Barlow and William White, to offices; and

Resolved, That it be referred to Mr. Leib, Mr. Goodrich, and Mr. Gregg, to consider and report thereon.

THURSDAY, FEBRUARY 18, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate the persons whose names are stated in the lists, annexed to the enclosed letters from the Secretary of War, for the appointments and promotions respectively proposed.

JAMES MADISON.

February 18th, 1813.

WAR DEPARTMENT, *February 17th*, 1813.

SIR: I have the honor to propose, for your approbation, the following correction in the nominations submitted to the honorable the Senate of the United States, on the 15th of January last.

Hanson Catelt, late a Surgeon's Mate, to be Surgeon of the 1st regiment of Infantry, should read Hanson Catlet.

JOHN ARMSTRONG.

The PRESIDENT of the United States.

WAR DEPARTMENT, *February 18th*, 1813.

SIR: I have the honor to propose, for your approbation, the following promotions in the Army of the United States:

Seventh Regiment of Infantry.

First Lieutenant Thomas S. Jesup, to be Captain, vice Morgan, promoted 20th January, 1813.

Second Lieutenant, Michael McClelland, to be 1st Lieutenant, vice Jesup, 20th January, 1813.

Ensign John Meek, to be 2d Lieutenant, vice McClelland, 20th January, 1813.

JOHN ARMSTRONG.

The PRESIDENT of the United States.

WAR DEPARTMENT, *February 18th*, 1813.

SIR: I have the honor to propose, for your approbation, the following appointments in the additional Army, authorized by the act of January 29, 1813.

JOHN ARMSTRONG.

The PRESIDENT of the United States.

Ohio.—Duncan McArthur, Colonel; Robert Lucas, Lieutenant Colonel; Joseph Jenkinson, Major; Lewis Cass, Colonel; William Colgreve, Major.

New York.—Jacob Brown, Colonel; Jellis A. Fonda, Lieut. Colonel; Gilford D. Young, and Melancthon Smith, Majors.

Vermont.—Elias Hasset, Colonel; Martin Norton, Lieutenant Colonel; Mathew Phelps, and Mason Ormsby, Majors; Daniel Dana, Colonel; Hucken Storrs, Lieutenant Colonel; Haines French, and John Bailey, Majors.

Massachusetts.—Isaac Lane, Colonel; John Holmes, Lieutenant Colonel; Daniel Lane, and James Warren, Majors; Joseph D. Learned, Colonel; Ebenezer Smith, Lieutenant Colonel; Thomas M. Vinson, and Francis Osgood, Majors.

The message was read.

On motion,

It was agreed to consider the nomination therein contained, of Hanson Catlet, to be Surgeon of the first regiment of Infantry; and

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the other nominations lie for consideration.

Mr. Leib, from the committee appointed the 10th of November last, on the nominations of Samuel Scolfield and Israel Stoddard, contained in the message of the President of the United States, of the 9th; reported.

Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nomination.

Mr. Worthington, from the committee appointed the 30th January, on the nomination of John Reed, contained in the message of the President of the United States, of the 27th, reported; and

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

The Senate took into consideration the message of the President of the United States, of the 16th instant; and

Resolved, That they do advise and consent to the appointment of Silas Bent, agreeably to the nomination.

Ordered, That the nomination of Nathaniel A. Ware be postponed.

Ordered, That the Secretary make a return to the President of the United States, of all nominations which have been agreed to and not before returned.

SATURDAY, February 20, 1813.

The Senate took into consideration the message of the President of the United States, of the 18th instant, nominating to military promotions and appointments; and

Resolved, That they do advise and consent to all the promotions, and to the appointments of Duncan McArthur, Robert Lucas, Joseph Jenkinson, Lewis Cass, Jacob Brown, Jellis A. Fonda, Gilford D. Young, and Melancthon Smith, agreeably to the nominations respectively.

Ordered, That the other nominations be postponed.

Ordered, That the Secretary lay the aforegoing resolution before the President of the United States.

MONDAY, February 22, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I lay before the Senate, a letter from the Secretary of War, correcting certain nominations now before the Senate.

JAMES MADISON.

February 22d, 1813.

WAR DEPARTMENT, *February 22d*, 1813.

SIR: I have the honor respectfully to propose for your approbation, the following alterations in the list of nominations submitted to the Honorable the Senate of the United States, on the 18th instant, viz: William Colgreve, Major, should be William Cotgreave, Major; Elias Hasset, Colonel, should be Elias Fasset, Colonel; and Nathan Phelps, Major, should be Nathan Phelps, Jun., Major.

JOHN ARMSTRONG.

The PRESIDENT of the United States.

TUESDAY, FEBRUARY 23, 1813.

The message yesterday received from the President of the United States, was read, and was by unanimous consent considered. Whereupon,

Resolved, That they do advise and consent to the appointment of Elias Fasset, agreeably to the nomination.

The Senate resumed the consideration of the message of the President of the United States, of the 27th January; and

Resolved, That they do advise and consent to the appointments of Roger Enos and Jeremiah Bradbury, agreeably to their nominations respectively.

The Senate resumed the consideration of the message of the President of the United States, of the 18th instant; and

Resolved, That they do advise and consent to all the appointments, agreeably to their nominations respectively, which were not agreed to, except Mathew Phelps, postponed, and William Colgreve, misnamed.

Ordered, That the Secretary lay the aforegoing resolutions before the President of the United States.

WEDNESDAY, FEBRUARY 24, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Charles Gordon, Jacob Jones, James Lawrence, and Charles Morris, to be Captains in the Navy of the United States.

Joseph Bainbridge, William M. Crane, and James Biddle, to be Master Commandants in the Navy of the United States.

Charles W. Morgan, James Macomber, R. H. T. Perry, Lawrence Kearney, W. H. Watson, Thomas Hendry, Jun., Foxall A. Parker, Joseph E. Smith, Edward McCall, and Daniel Turner, to be Lieutenants in the Navy of the United States.

JAMES MADISON.

February 24th, 1813.

The message was read.

Ordered, That it lie for consideration.

THURSDAY, FEBRUARY 25, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Titus Hutchinson, of Vermont, to be Attorney of the United States, for the district of Vermont, in the place of C. P. Van Ness, appointed Collector.

I nominate the persons whose names are stated in the list annexed to the enclosed letter from the Secretary of War, for the appointments respectively proposed.

JAMES MADISON.

February 25th, 1813.

WAR DEPARTMENT, *February 24th*, 1813.

SIR: I have the honor to propose, for your approbation, the following appointments in the Additional Army, authorized by the act of January 29th, 1813, viz:

Virginia.—Joseph Goodwin, Colonel; Robert Pegram, Lieut. Colonel; Augustin Smith, and James Maurice, Majors.

JOHN ARMSTRONG.

The PRESIDENT of the United States.

FRIDAY, FEBRUARY 26, 1813.

The message yesterday received from the President of the United States, was read.

Ordered, That it lie for consideration.

The Senate resumed the consideration of the message of the President of the United States, of the 21st December last, nominating sundry persons: and

Resolved, That they do advise and consent to the appointments of Wm. S. Rogers, Henry Fry, John R. Shaw, Samuel P. Todd, and Nathaniel W. Rothwell, agreeably to their nominations respectively.

Ordered, That the other nominations be postponed.

The Senate took into consideration the message of the President of the United States, of the 16th February, nominating Nathaniel A. Ware, to office; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Ordered, That the Secretary lay the foregoing resolutions before the President of the United States.

The Senate took into consideration the message of the President of the United States, of the 24th February, nominating to Naval promotions; and,

On motion,

Ordered, That the said message be referred to Mr. Smith, of Maryland, Mr. Lloyd, and Mr. Taylor, to consider and report thereon.

Mr. Lambert presented the memorial of James Lawrence, a Master Commandant in the Navy of the United States, remonstrating against the appointment of Charles Morris to be a Post Captain in the Navy; and

The memorial was read.

On motion,

Ordered, That it be referred to the committee last mentioned, to consider and report thereon.

SATURDAY, FEBRUARY 27, 1813.

The two following written messages were received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Brigadier General James Wilkinson, Brigadier General Wade Hampton, William R. Davy, of South Carolina, Morgan Lewis, now Quarter master General, William H. Harrison, of Indiana Territory, and Aaron Ogden, of New Jersey, to be Major Generals in the Army of the United States.

Thomas Posey, to be Governor of the Indiana Territory.

George Poindexter, to be a Judge of the Mississippi Territory.

JAMES MADISON.

February 26th, 1813.

To the Senate of the United States:

I nominate Taliafero Hunter, of Virginia, to be Surveyor and Inspector of the Revenue for the port of Urbanna.

Thomas McCall, of Georgia, to be Surveyor and Inspector of the Revenue for the port of Darien.

JAMES MADISON.

February 27th, 1813.

The messages were severally read.

Ordered, That they lie for consideration

MONDAY, MARCH 1, 1813.

The Senate took into consideration the message of the President of the United States, of the 27th February, nominating James Wilkinson, and others, to offices; and,

On the question, "Will the Senate advise and consent to the appointment of James Wilkinson?"

It was determined in the affirmative: Yeas, 16; Nays, 12.

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, Cutts, Gaillard, German, Giles, Gilman, Gregg, Howell, Lambert, Leib, Pope, Reed, Robinson, Smith, of Maryland, Smith, of New York, and Varnum.

Those who voted in the negative, are—Messrs. Bibb, Brown, Campbell, of Ohio, Crawford, Franklin, Goodrich, Lloyd, Magruder, Tait, Taylor, Turner, and Worthington.

On the question, "Will the Senate advise and consent to the appointment of Wade Hampton?"

It was determined in the affirmative: Yeas, 18; Nays, 10.

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, Brent, Brown, Crawford, Cutts, Franklin, Gaillard, Giles, Gregg, Howell, Lambert, Magruder, Robinson, Smith, of New York, Tait, Taylor, Turner, and Varnum.

Those who voted in the negative, are—Messrs. Bibb, German, Gilman, Goodrich, Leib, Lloyd, Pope, Reed, Smith, of Maryland, and Worthington.

On the question, "Will the Senate advise and consent to the appointment of Wm. R. Davy?"

It was unanimously determined in the affirmative: Yeas, 28.

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted, are—Messrs. Bayard, Bibb, Brent, Brown, Crawford, Cutts, Franklin, Gaillard, German, Giles, Gilman, Goodrich, Gregg, Howell, Lambert, Leib, Lloyd, Magruder, Pope, Reed, Robinson, Smith, of Maryland, Smith, of New York, Tait, Taylor, Turner, Varnum, and Worthington.

On the question, "Will the Senate advise and consent to the appointment of Morgan Lewis?"

It was determined in the affirmative: Yeas, 20; Nays, 7.

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, Brent, Brown, Crawford, Cutts, Franklin, Gaillard, Giles, Howell, Lambert, Lloyd, Magruder, Pope, Robinson, Smith, of New York, Tait, Taylor, Turner, Varnum, and Worthington.

Those who voted in the negative, are—Messrs. Bibb, German, Gilman, Goodrich, Leib, Reed, and Smith, of Maryland.

On the question, "Will the Senate advise and consent to the appointment of William H. Harrison?"

It was determined in the affirmative: Yeas, 23; Nays, 4.

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, Bibb, Brent, Brown, Crawford, Cutts, Franklin, Gaillard, Giles, Gilman, Goodrich, Howell, Magruder, Pope, Reed, Robinson, Smith, of Maryland, Smith, of New York, Tait, Taylor, Turner, Varnum, and Worthington.

Those who voted in the negative, are—Messrs. German, Lambert, Leib, and Lloyd.

On the question, "Will the Senate advise and consent to the appointment of Aaron Ogden?"

It was determined in the affirmative: Yeas, 27; Nay, 1

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, Bibb, Brent, Brown, Crawford, Cutts, Franklin, Gaillard, German, Giles, Gilman, Goodrich, Gregg, Howell, Lambert, Lloyd, Magruder, Pope, Reed, Robinson, Smith, of Maryland, Smith, of New York, Tait, Taylor, Turner, Varnum, and Worthington

Mr. Leib voted in the negative.

So it was

Resolved, That the Senate do advise and consent to the appointments of James Wilkinson, Wade Hampton, Wm. R. Davy, Morgan Lewis, Wm.

H. Harrison, and Aaron Ogden, agreeably to their nominations respectively.

Ordered, That the other nominations be postponed.

TUESDAY, March 2, 1813.

The two following written messages were received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate Thomas M. Randolph, of Virginia, to be Colonel, and John Stannard and Lewis L. Taylor, to be Majors of the 20th regiment of Infantry.

Francis K. Huger, of South Carolina, to be Lieutenant Colonel of the 2d regiment of Artillery.

George E. Mitchell and James House, to be Lieutenant Colonels, and George Armistead, to be Major of the 3d regiment of Artillery.

William S. Hamilton, of North Carolina, to be Major of the 10th regiment of Infantry.

Robert Lucas and Ralph Merlin, of Pennsylvania, to be Majors in the 22d regiment of Infantry.

JAMES MADISON.

March 2d, 1813.

To the Senate of the United States:

I nominate Oliver H. Perry, appointed a Master Commandant during the recess, to be a Master Commandant in the Navy, to take rank of those lately nominated to be Master Commandants.

JAMES MADISON.

February 27th, 1813.

The messages were severally read.

Ordered, That they lie for consideration.

Mr. Smith, of Maryland, from the committee appointed the 26th February, on the message of the President of the United States, of the 25th, reported. Whereupon,

Resolved, That the Senate do advise and consent to the appointments of Charles Gordon and Jacob Jones, agreeably to their nominations respectively.

Ordered, That the other nominations be referred to Mr. Brown, Mr. Lloyd, and Mr. Bayard, to consider and report thereon.

Ordered, That the Secretary make a return to the President of the United States, of all nominations agreed to, yesterday and this day.

WEDNESDAY, March 3, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I nominate the persons whose names are stated in the list annexed to the enclosed letter from the Secretary of War, for the appointments respectively proposed.

JAMES MADISON.

March 3d, 1813.

WAR DEPARTMENT, *March 3d*, 1813.

SIR: I have the honor to submit the subjoined list of nominations for the Army of the United States, viz:

Ormenus E. Merrill, as additional Major of the 11th regiment of Infantry.

Robert Carter Nicholas, as additional Major of the 12th regiment of Infantry.

Richard M. Malcomb, as additional Major of the 13th regiment of Infantry.

Samuel Lane, as additional Major of the 14th regiment of Infantry.

William King, as additional Major of the 15th regiment of Infantry.

Washington Lee, as additional Major of the 16th regiment of Infantry.

George Croghan, as additional Major of the 17th regiment of Infantry.

Eleazer W. Ripley, as Colonel of the 21st regiment of Infantry.

Samuel S. Connor, as Lieutenant Colonel of the 21st regiment of Infantry.

John Binny, as Major of the 21st regiment of Infantry.

James R. Mullany, as Lieutenant Colonel of the 23d regiment of Infantry.

Henry B. Armstrong, as additional Major of the 23d regiment of Infantry.

John Johnston, as Major of the 23d regiment of Infantry.

John Bellenger, as Major of the 24th regiment of Infantry.

Stephen Ranney, as Colonel of the 25th regiment of Infantry.

Roswell Lee, as Major (additional) of the 25th regiment.

JOHN ARMSTRONG.

The message was read, and, by unanimous consent, considered. Whereupon,

Resolved, That the Senate do advise and consent to the appointments of Ormenus G. Merrill, Robert C. Nicholas, Richard M. Malcomb, Samuel Lane, William King, Washington Lee, James R. Mullany, John Bellenger, and Roswell Lee, agreeably to their nominations respectively.

Ordered, That the other nominations be postponed.

Mr. Varnum, from the committee appointed the 2d of December last, on the nomination of Joseph Looring, Junior, contained in the message of the President of the United States, of the 27th November, reported, "That the committee could not agree." Whereupon,

On the question, "Will the Senate advise and consent to the appointment of Joseph Looring, Jun.?"

It was determined in the negative.

On motion by Mr. Magruder, one of the majority,

It was agreed to reconsider the vote just taken on the nomination of Joseph Looring, Jun.; and

The question was again put, "Will the Senate advise and consent to the appointment of Joseph Looring, Jun.?" And

It was determined in the negative.

So it was

Resolved, That the Senate do not advise and consent to the appointment of Joseph Looring, Jun.

Mr. Leib, from the committee appointed the 16th February, on the message nominating Thomas Barlow and William White, to offices, reported. Whereupon,

Ordered, That the said nominations be postponed.

Mr. Brown from the committee, appointed yesterday, on certain nominations contained in the naval message of the 25th February, reported.

Mr. Lloyd submitted the following motion for consideration, which was read:

Resolved, That in the opinion of the Senate, it would hereafter be inexpedient to advance an officer more than one grade, by the same nomination; and the departure from the practice in the case of Captain Morris, ought not to be considered as an imputation on the merit or services of any other officer.

On the question to agree to the motion,

It was determined in the affirmative: Yeas, 14; Nays, 13.

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bibb, Brown, Campbell, of Ohio, Crawford, Dana, Gaillard, Gilman, Leib, Lloyd, Magruder, Pope, Smith, of Maryland, Tait, and Taylor.

Those who voted in the negative, are—Messrs. Bayard, Brent, Campbell, of Tennessee, Cutts, Franklin, German, Goodrich, Howell, Reed, Robinson, Smith, of New York, Turner, and Varnum.

The Senate took into consideration the message of the President of the United States, of the 25th February, nominating Joseph Goodwin, and others, to offices; and,

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate took into consideration the message of the President of the United States, of the 27th February, nominating Taliafero Hunter and Thomas McCall, to offices; and

Resolved, That they do advise and consent to the appointment of Thomas McCall, agreeably to the nomination.

Ordered, That the nomination of Taliafero Hunter be postponed.

The Senate took into consideration the message of the President of the United States, of the 27th February, nominating James Wilkinson, and others, to offices; and,

On the question, "Will the Senate advise and consent to the appointment of Thomas Posey?"

It was determined in the affirmative: Yeas, 18; Nays, 8.

On motion by Mr. Worthington,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bibb, Brent, Brown, Crawford, Dana, Gaillard, Giles, Gilman, Goodrich, Magruder, Pope, Reed, Robinson, Smith, of Maryland, Smith, of New York, Tait, Taylor, and Turner.

Those who voted in the negative, are—Messrs. Cutts, Franklin, German, Howell, Leib, Lloyd, Varnum, and Worthington.

On the question, "Will the Senate advise and consent to the appointment of George Poindexter?"

It was determined in the affirmative.

So it was

Resolved, That the Senate do advise and consent to the appointments of Thomas Posey and George Poindexter, agreeably to their nominations respectively.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating Thomas M. Randolph, and others, to offices; and

Resolved, That they do advise and consent to the appointments, agreeably to their nominations respectively.

The Senate took into consideration the message of the President of the United States, of yesterday, nominating Oliver H. Perry, to office; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

On motion,

Ordered, That the Secretary make a return to the President of the United States, of all nominations this day acted on.

Attest:

SAM: A. OTIS, *Secretary*.

END OF THE THIRTY-FIRST SESSION.

CONFIDENTIAL BUSINESS.

TWELFTH CONGRESS—THIRD SESSION.

THURSDAY, December 10, 1812.

Mr. Anderson submitted the following motion for consideration; which was read.

Resolved, That a committee be appointed to consider whether it be expedient to authorize the President of the United States to occupy and hold the whole or any part of East Florida, including Amelia Island; and also, those parts of West Florida which are not now in possession and under the jurisdiction of the United States; with leave to report by bill or otherwise.

TUESDAY, December 15, 1812.

The Senate proceeded to consider the motion submitted the 10th instant, respecting the Floridas; and, after debate,

Ordered, That the further consideration thereof be postponed to Monday next.

WEDNESDAY, December 16, 1812.

Mr. Leib submitted the following motion for consideration, which was read.

Resolved, That the President of the United States be requested to cause to be laid before the Senate, any information which he may have of the intention of the enemy to take possession of East Florida, and of the disposition of the people of that territory to be received under the protection of the government of the United States; the amount of the American force in that neighborhood, and under the command of General Wilkinson; and the quantum of Spanish or other force in St. Augustine, Pensacola, and Mobile.

FRIDAY, DECEMBER 18, 1812.

The Senate proceeded to consider the motion submitted the 16th instant, calling upon the President of the United States for information respecting East Florida; and,

On motion by Mr. Goodrich,

To amend the motion so as to read as follows:

Resolved, That the President of the United States be requested to cause to be laid before the Senate, any information which he may have of the intention of the enemy to take possession of East Florida, and of the disposition of the people of that territory to be received under the protection of the government of the United States; the amount of the American force in that neighbourhood, and under the command of General Wilkinson; and the quantum of Spanish or other force in St. Augustine, Pensacola, and Mobile; and respecting any negotiation that may have been had for the settlement of differences and claims existing between the United States and Spain, not heretofore laid before the Senate; respecting any proposal or negotiation that may have been made, or had by, or with any person or persons exercising the powers of the government of Spain, or claiming to exercise the powers of said government, or with their respective agents, for the cession of East Florida to the United States; respecting any proposal to or from the local authorities of East Florida, (not heretofore communicated,) for the cession, surrender or occupancy thereof, to, or by the United States: And also, any information respecting the relations of the United States with Spain, or said territory of East Florida, which the President may deem proper to communicate.

On motion by Mr. Anderson,

Ordered, That the further consideration of the motion for amendment be postponed to Monday next.

TUESDAY, DECEMBER 22, 1812.

The Senate resumed the motion, made the 10th instant, to appoint a committee to inquire into the expediency of taking possession of East Florida; and,

On motion by Mr. Smith, of Maryland,

To postpone the further consideration thereof to Monday next;

It was determined in the negative: Yeas, 15; Nays, 15.

On motion by Mr. Anderson,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bradley, Campbell, of Ohio, Dana, German, Gilman, Goodrich, Gregg, Horsey, Howell, Hunter, Lambert, Leib, Lloyd, Pope, and Smith, of Maryland.

Those who voted in the negative, are—Messrs. Anderson, Bibb, Campbell, of Tennessee, Crawford, Franklin, Gaillard, Magruder, Posey, Robinson, Smith, of New York, Tait, Taylor, Turner, Varnum, and Worthington.

On motion by Mr. Leib,

To strike out the words, "with leave to report by bill or otherwise;"

It was determined in the negative.

On the question to agree to the original motion?

It was determined in the affirmative: Yeas, 18; Nays, 12.

On motion by Mr. Bradley,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Anderson, Bibb, Campbell, of Ohio, Campbell, of Tennessee, Crawford, Franklin, Gaillard, Howell, Leib, Magruder, Posey, Robinson, Smith, of New York, Tait, Taylor, Turner, Varnum, and Worthington.

Those who voted in the negative, are—Messrs. Bradley, Dana, German, Gilman, Goodrich, Gregg, Horsey, Hunter, Lambert, Lloyd, Pope, and Smith, of Maryland.

Ordered, That Mr. Anderson, Mr. Goodrich, Mr. Smith, of Maryland, Mr. Tait, and Mr. Varnum, be the committee.

The Senate resumed the consideration of the motion, made the 16th instant, calling upon the President of the United States for information respecting East Florida, together with the amendment proposed thereto on the 18th instant; and, having agreed to the amendment,

Resolved, That the motion be agreed to as amended.

Ordered, That the Secretary lay this resolution before the President of the United States.

THURSDAY, JANUARY 14, 1813.

The following confidential message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I transmit to the Senate a report of the Secretary of State, complying with their resolution of the 22d December.

JAMES MADISON.

January 14th, 1813.

The message and report were read; and,

On motion by Mr. Leib,

That they be printed confidentially for the use of the Senate; it was agreed that the motion be postponed until to-morrow.

FRIDAY, JANUARY 15, 1813.

The Senate resumed the consideration of the motion, made yesterday, "That the message and report respecting East Florida, be printed confidentially for the use of the Senate, with the exception of the return of the number of troops, and their respective stations, on the southern and western frontier;" and,

On the question to agree thereto,

It was determined in the negative: Yeas, 13; Nays, 18.

On motion by Mr. Varnum,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, German, Gilman, Goodrich, Gregg, Horsey, Hunter, Lambert, Leib, Lloyd, Pope, Reed, and Smith, of Maryland.

Those who voted in the negative, are—Messrs. Anderson, Bibb, Bradley, Campbell, of Tennessee, Crawford, Cutts, Franklin, Gaillard, Howell, Macgruder, Posey, Robinson, Smith, of New York, Tait, Taylor, Turner, Varnum, and Worthington.

On motion by Mr. Anderson,

Ordered, That the message and documents therein referred to, be referred to the committee appointed the 22d December, on the same subject, to consider and report thereon.

Mr. Bradley submitted the following motion for consideration:

Resolved, That the President of the United States be requested to cause to be laid before the Senate, all letters and communications that have passed between the government of the United States and that of Spain, or the Ministers thereof, since the 9th day of January, 1804, on the subject of indemnities for spoliations committed on our commerce by her subjects before that time; and also, in relation to French seizures and condemnation of our vessels in the ports of Spain, during the late war with France; together with such communications between this and the French government as relate to the same subjects; with such instructions as have been given to the Ministers of the United States, in relation to the same: And any propositions or negotiations that have been had or made with France or Spain, for ceding East Florida to the United States, previous to the 15th day of January, 1811, not heretofore communicated.

SATURDAY, JANUARY 16, 1813.

The Senate proceeded to consider the motion submitted yesterday by Mr. Bradley; and,

On motion by Mr. Campbell, of Ohio,

Ordered, That the further consideration thereof be postponed until Monday next.

MONDAY, JANUARY 18, 1813.

The motion submitted by Mr. Bradley, on the 15th instant, was resumed, and agreed to without amendment.

Ordered, That the Secretary lay the said resolution before the President of the United States.

TUESDAY, JANUARY 19, 1813.

Mr. Anderson, from the committee appointed the 22d December, on the subject, reported the following bill:

A bill authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and of the State of Georgia, and for other purposes,

Be it enacted, by the Senate and House of Representatives of the United States of America, in Congress assembled, That the President be, and he is hereby authorized, to occupy and hold all that tract of country, called West Florida, which lies west of the river Perdido, not now in possession of the United States.

Sec. 2. *And be it further enacted*, That the President be, and he is hereby authorized to occupy and hold all that part of West Florida, east of

the Perdido, and the whole or any part of East Florida, including Amelia Island.

Sec. 3. *And be it further enacted*, That for the purpose of occupying and holding the country aforesaid, and of affording protection to the inhabitants thereof, under the authority of the United States, the President may employ such parts of the military and naval force of the United States, as he may deem necessary.

Sec. 4. *And be it further enacted*, That for defraying the necessary expenses, ——— dollars are hereby appropriated, to be paid out of any moneys in the Treasury not otherwise appropriated, and to be applied for the purposes aforesaid, under the direction of the President.

Sec. 5. *And be it further enacted*, That until further provision shall be made by Congress, the President shall be, and hereby is empowered to establish within the country he may acquire by this act, a temporary government, the civil and military authorities of which shall be vested in such person and persons as he may appoint, and be exercised in such manner as he may direct: *Provided*, That he shall take due care for the preservation of social order, and for securing to the inhabitants the enjoyment of their personal rights, their religion, and their property: and *Provided, also*, That the section of country herein designated, that is situated east of the river Perdido, may be the subject of future negotiation.

The bill was read.

Ordered, That it pass to a second reading.

FRIDAY, JANUARY 22, 1813.

The bill authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and of the State of Georgia, and for other purposes, was read the second time.

Mr. Leib submitted the following motion for consideration:

Resolved, That the documents which accompanied the President's message of the 14th instant, be confidentially printed for the use of the Senate; excepting those papers which relate to the stations and the amount of the military force of the United States, and the letter of Gen. Pinckney of the 27th of December.

On motion by Mr. Leib,

That the bill be now taken up and considered,

It was determined in the negative.

MONDAY, JANUARY 25, 1813.

On motion by Mr. Anderson,

That the bill authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and of the State of Georgia, and for other purposes, be now considered;

It was determined in the negative.

The Senate proceeded to consider the motion submitted the 22d inst. by Mr. Leib; and,

On motion by Mr. Bayard,

That the further consideration thereof be postponed until to-morrow.

It was determined in the negative.

On the question to agree to the resolution,

On motion by Mr. Reed,
It was agreed that it be taken by yeas and nays; and,
On motion by Mr. Bayard,
The Senate adjourned.

TUESDAY, JANUARY 26, 1813.

On motion by Mr. Anderson,
The Senate resumed, as in Committee of the Whole, the consideration of the bill, authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and of the State of Georgia, and for other purposes; and,
On motion by Mr. Leib,
That the further consideration of the bill be postponed, in order to consider his motion to have printed certain documents, referred to in the message of the President of the United States, of the 14th instant; and,
It was determined in the negative.
Mr. Gaillard was requested to take the chair.
The consideration of the bill was recurred to.
A motion was made by Mr. Smith, of Maryland, to strike out the second section of the bill; and,
On his motion,
It was agreed to take the question by yeas and nays.
On motion by Mr Bradley,
Ordered, That the further consideration of the bill be postponed to, and be made the order of the day for, to-morrow.
On motion by Mr. Leib,
The Senate resumed his motion, submitted the 22d instant, that the documents referred to in the message of the President of the United States, of the 14th instant, be printed; and the motion was amended as follows:
Resolved, That the documents which accompanied the President's message of the 14th instant, be confidentially printed for the use of the members of the Senate; excepting those papers which relate to the stations and amount of the military force of the United States, the report of the Secretary of State, and the letters of General Pinckney.
On the question to agree to the motion, as amended,
It was determined in the affirmative: Yeas, 18; Nays, 12.
The yeas and nays having been required by one-fifth of the Senators present,
Those who voted in the affirmative, are—Messrs. Bradley, Campbell, of Ohio, Campbell, of Tennessee, Dana, German, Giles, Gilman, Goodrich, Gregg, Horsey, Hunter, Lambert, Leib, Lloyd, Pope, Posey, Reed, and Smith, of Maryland.
Those who voted in the negative, are—Messrs. Anderson, Bibb, Crawford, Cutts, Franklin, Gaillard, Howell, Magruder, Robinson, Tait, Taylor, and Worthington.
Mr. Tait presented the memorial of the Legislature of the State of Georgia, recommending to, and soliciting Congress, to authorize the President of the United States to take immediate possession of the province of East Florida, and that portion of West Florida purchased from France, but still retained by Spain, for reasons stated at large in the memorial; which was read.

The following confidential message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I transmit to the Senate a report of the Secretary of State, complying with their resolution of the 18th instant.

JAMES MADISON.

January 26, 1813.

The message and report were read.

WEDNESDAY, JANUARY 27, 1813.

The following confidential message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I transmit to the Senate a report of the Secretary of War, complying with their resolution of the 7th instant.

JAMES MADISON.

January 27th, 1813.

The message and report were read.

Mr. Horsey submitted the following motion for consideration; which was read:

Resolved, That the injunction of secrecy, in relation to the President's message of the 26th instant, communicating certain papers, marked A. and B., in compliance with the resolution of the Senate, of the 18th instant, be, and the same is hereby removed.

THURSDAY, JANUARY 28, 1813.

The Senate resumed, as in Committee of the Whole, the consideration of the bill authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and of the State of Georgia, and for other purposes; and,

On motion by Mr. Anderson,

Ordered, That the further consideration thereof be postponed to, and made the order of the day for, to-morrow.

The Senate proceeded to consider the motion submitted yesterday, by Mr. Horsey, to remove the injunction of secrecy from certain papers; and,

On motion,

Ordered, That the further consideration thereof be postponed until to morrow.

FRIDAY, JANUARY 29, 1813.

Agreeably to the order of the day, the Senate resumed, as in Committee of the Whole, the consideration of the bill, authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and of the State of Georgia, and for other purposes; and Mr. Gaillard was requested to take the Chair.

And the motion to strike out the second section of the bill was resumed;

And, after debate, adjourned.

MONDAY, February 1, 1813.

Agreeably to the order of the day, the Senate resumed, as in Committee of the Whole, the consideration of the bill, authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and of the State of Georgia, and for other purposes; together with the motion to strike out the second section thereof; and

Mr. Gaillard was requested to take the Chair.

And, after debate,

Ordered, That the consideration thereof be further postponed until tomorrow.

TUESDAY, February 2, 1813.

Agreeably to the order of the day, the Senate resumed, as in Committee of the Whole, the consideration of the bill, authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and of the State of Georgia, and for other purposes; together with the motion to strike out the second section thereof; and

Mr. Gaillard was requested to take the Chair.

On the question to strike out the second section, as follows:

"Sec. 2. *And be it further enacted*, That the President be, and he is hereby authorized to occupy and hold all that part of West Florida east of the Perdido, and the whole or any part of East Florida, including Amelia Island;"

It was determined in the affirmative: Yeas, 19; Nays, 16.

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, Bradley, Campbell, of Ohio, Dana, German, Giles, Gilman, Goodrich, Gregg, Horsey, Howell, Hunter, Lambert, Leib, Lloyd, Pope, Reed, Smith, of Maryland, and Smith, of New York.

Those who voted in the negative, are—Messrs. Anderson, Bibb, Brent, Campbell, of Tennessee, Crawford, Cutts, Franklin, Gaillard, Magruder, Posey, Robinson, Tait, Taylor, Turner, Varnum, and Worthington.

A motion was made by Mr. Smith, of Maryland, to strike out the fifth section of the bill; and,

On motion,

The Senate adjourned.

WEDNESDAY, February 3, 1813.

On motion by Mr. Anderson,

The Senate resumed, as in Committee of the Whole, the consideration of the bill, authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and of the State of Georgia, and for other purposes; together with the motion to strike out the fifth section; and

Mr. Gaillard was requested to take the Chair. Whereupon,

Mr. Smith, of Maryland, withdrew his motion to strike out the fifth section of the bill.

A motion was made by Mr. Campbell, of Ohio, to insert in lieu of the second section stricken out, the following:

"*And be it further enacted*, That if hostilities shall be committed by the Spanish nation, its colonies or dependencies, against the United States, or if it shall be ascertained to the satisfaction of the President of the United States, that the safety and security of the United States, or any part thereof, are in imminent danger from the Spanish authorities in East Florida, and in that part of West Florida lying east of the river Perdido, the President of the United States is hereby authorized to occupy the said provinces, or any part thereof, including Amelia Island. Wherepuon,

A motion was made by Mr. Bradley, to amend the proposed section, by inserting after the word "that," in the 1st line, the following words: "upon the troops of the United States being withdrawn from the province of East Florida."

And a motion was made by Mr. Pope,

That the further consideration of the bill be postponed to the first Monday in June next; and

It was determined in the negative: Yeas, 16; Nays, 17.

On motion by Mr. Taylor,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, Bradley, Dana, German, Giles, Gilman, Goodrich, Gregg, Horsey, Howell, Hunter, Lambert, Lloyd, Pope, Reed, and Smith, of Maryland.

Those who voted in the negative, are—Messrs. Anderson, Bibb, Campbell, of Ohio, Campbell, of Tennessee, Crawford, Cutts, Franklin, Gaillard, Leib, Magruder, Posey, Robinson, Tait, Taylor, Turner, Varnum, and Worthington.

On the question to agree to the motion for amendment to the amendment,

It was determined in the negative—(the Senate being equally divided) Yeas, 17; Nays 17.

On motion by Mr Bradley,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, Bradley, Dana, German, Giles, Gilman, Goodrich, Gregg, Horsey, Howell, Hunter, Lambert, Leib, Lloyd, Pope, Reed, and Smith, of Maryland.

Those who voted in the negative, are—Messrs. Anderson, Bibb, Campbell, of Ohio, Campbell, of Tennessee, Crawford, Cutts, Franklin, Gaillard, Magruder, Posey, Robinson, Smith, of New York, Tait, Taylor, Turner, Varnum, and Worthington.

On the question to agree to the motion for amending the 2d section;

It was determined in the negative: Yeas, 14; Nays, 20.

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Anderson, Campbell, of Ohio, Campbell, of Tennessee, Crawford, Cutts, Gaillard, Leib, Magruder, Posey, Robinson, Tait, Taylor, Varnum, and Worthington.

Those who voted in the negative, are—Messrs. Bayard, Bibb, Bradley, Dana, Franklin, German, Giles, Gilman, Goodrich, Gregg, Horsey, Howell, Hunter, Lambert, Lloyd, Pope, Reed, Smith, of Maryland, Smith, of New York, and Turner.

On motion,

It was agreed to strike out the fifth section of the bill.

On the question, "Shall the bill be engrossed and read a third time, as amended?"

It was determined in the affirmative.

FRIDAY, February 5, 1813.

The bill authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and of the State of Georgia, and for other purposes, was reported by the committee, correctly engrossed; and

The bill was read the third time.

On motion by Mr. Anderson,

It was agreed to fill the blank with the words "twenty thousand."

On the question, "Shall the bill pass?"

It was determined in the affirmative: Yeas, 22; Nays, 11.

On motion by Mr. Goodrich,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Anderson, Bayard, Bibb, Brown, Campbell, of Ohio, Campbell, of Tennessee, Crawford, Cutts, Franklin, Gaillard, Gregg, Howell, Leib, Magruder, Robinson, Smith, of Maryland, Smith, of New York, Tait, Taylor, Turner, Varnum, and Worthington.

Those who voted in the negative, are—Messrs. Bradley, Dana, German, Giles, Goodrich, Horsey, Hunter, Lambert, Lloyd, Pope, and Reed.

So it was

Resolved, That the bill do pass; and,

On motion,

It was agreed, that the title thereof be, "An act authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and west of the river Perdido."

On motion by Mr. Anderson,

Resolved, That a committee be appointed, to consist of two members, to carry the said bill to the House of Representatives, and ask their concurrence therein.

Ordered, That Mr. Anderson and Mr. Bradley, be the committee.

The Senate resumed the consideration of the motion, submitted the 27th January, to print certain documents; and, after debate,

On motion,

The Senate adjourned.

MONDAY, February 8, 1813.

On motion,

Ordered, That Mr. Dana be of the committee, appointed the 5th instant, to carry a confidential bill to the House of Representatives, in place of Mr. Bradley, absent.

TUESDAY, February 9, 1813.

A confidential message was received, from the House of Representatives, by Mr. Troup and Mr. Robinson, two of their members. Mr. Troup, Chairman.

Mr. President: The House of Representatives have passed the bill sent from the Senate, entitled "An act authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and west of the river Perdido." And they withdrew.

THURSDAY, February 11, 1813.

Mr. Campbell, of Ohio, from the committee, reported the bill, entitled "An act authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and west of the river Perdido," duly enrolled.

A message from the House of Representatives, by Mr. Crawford and Mr. Goodwyn, two of their members. Mr. Crawford, Chairman.

"*Mr. President:* The Speaker of the House of Representatives having signed an enrolled bill, we are directed to bring it to the Senate, for the signature of their President." And they withdrew.

The President signed the enrolled bill last reported to have been examined, and it was delivered to the committee, to be laid before the President of the United States.

SATURDAY, February 13, 1813.

Mr. Campbell, of Ohio, from the committee, reported that they yesterday laid before the President of the United States the enrolled bill, entitled "An act authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and west of the river Perdido."

A message from the President of the United States, by Mr. Coles, his Secretary:

Mr. President: The President of the United States did, on the 12th instant, approve and sign, "An act authorizing the President of the United States to take possession of a tract of country lying south of the Mississippi Territory and west of the river Perdido."

Ordered, That the Secretary communicate this information to the House of Representatives.

TUESDAY, February 16, 1813.

The Senate resumed the consideration of the motion, submitted by Mr. Horsey, on the 27th January, to remove the injunction of secrecy from certain papers; and,

On motion,

It was agreed to amend the same, to read as follows:

Resolved, That the injunction of secrecy, in relation to the paper marked A, communicated in the President's message of the 26th instant, be, and the same is hereby removed.

On the question to agree to the motion as amended, the Senate being equally divided, it was determined in the negative: Yeas, 16; Nays, 16.

On motion,

The yeas and nays having been required by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Bayard, Bradley, Dana,

Gaillard, German, Gilman, Goodrich, Gregg, Horsey, Hunter, Lambert, Leib, Lloyd, Pope, Reed, and Smith, of Maryland.

Those who voted in the negative, are—Messrs. Bibb, Brent, Brown, Campbell, of Ohio, Crawford, Cutts, Franklin, Giles, Howell, Robinson, Smith, of New York, Tait, Taylor, Turner, Varnum, and Worthington.

THURSDAY, February 18, 1813.

The following written message was received from the President of the United States, by Mr. Coles, his Secretary:

To the Senate of the United States:

I transmit to the Senate a report of the Secretary of State, complying with their resolution of the 18th of January, 1813.

JAMES MADISON.

February 18, 1813.

The message and documents therein referred to were read.

Attest:

SAM: A. OTIS,
Secretary.

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